

The Gazette



of India

PUBLISHED BY AUTHORITY

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NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 13th January, 1962 :—

I. No.	No. and Date	Issued by	Subject
11	S.O. 59, dated 8th January, 1962	Election Commission India.	Further amendments in S.O. 2316 dated the 19th September, 1961.
12	S.O. 60, dated 8th January, 1962	Do.	Appointment of Asstt. Returning Officers for the Parliamentary constituencies specified therein, in the State of West Bengal.
13	S.O. 61, dated 8th January, 1962	Ministry of Information and Broadcasting.	Approval of Films specified therein.
14	S.O. 143, dated 9th January, 1962	Election Commission India.	Further amendments in notification No. 434/GJ/61, dated the 21st October, 1961.
15	S.O. 144, dated 12th January, 1962	Ministry of S.R. & C.A.	The International Copyright (First Amendment) Order, 1962.
16	S.O. 145, dated 12th January, 1962	Election Commission, India.	Further amendments in S.O. 2316, dated the 19th September, 1961.
17	S.O. 146, dated 13th January, 1962	Ministry of Law.	The President calling upon all parliamentary constituencies (excepting some specified therein) to elect members for the purpose of constituting a new House of the People.
	S.O. 147, dated 13th January, 1962	Election Commission, India.	Appointing dates etc. for election to all parliamentary constituencies in the State of Andhra Pradesh to elect members to the House of the people.
	S.O. 148, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Assam to elect members to the House of the People.

I No.	No. and Date	Issued by	Subject
	S.O. 149, dated 13th January, 1962	Election Commission, India,	Appointing dates etc. for election to all parliamentary constituencies in the State of Bihar to elect members to the House of the People.
	S.O. 150, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Gujarat to elect members to the House of the People.
	S.O. 151, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Madhya Pradesh to elect members to the House of the People.
	S.O. 152, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Madras to elect members to the House of the People.
	S.O. 153, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Maharashtra to elect members to the House of the People.
	S.O. 154, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Mysore to elect members to the House of the People.
	S.O. 155, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Orissa to elect members to the House of the People.
	S.O. 156, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Rajasthan to elect members to the House of the People.
	S.O. 157, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of Uttar Pradesh to elect members to the House of the People.
	S.O. 158, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the State of West Bengal to elect members to the House of the People.
	S.O. 159, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the Union Territory of Manipur to elect members to the House of the People.
	S.O. 160, dated 13th January, 1962	Do.	Appointing dates etc. for election to all parliamentary constituencies in the Union Territory of Tripura to elect members to the House of the People.

I No.	No. and Date	Issued by	Subject
	S.O. 161, dated 13th January, 1962	Election Commission, India	Fixation of Hours of polling at the General Election in Andhra Pradesh.
	S.O. 162 dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Assam State.
	S.O. 163, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Bihar State.
	S.O. 164, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Gujarat State.
	S.O. 165, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Madhya Pradesh.
	S.O. 166, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Madras State.
	S.O. 167, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Maharashtra State.
	S.O. 168, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Mysore State.
	S.O. 169, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Orissa State.
	S.O. 170, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Rajasthan State.
	S.O. 171, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in Uttar Pradesh.
	S.O. 172, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in West Bengal State.
	S.O. 173, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in the Union Territory of Manipur.
	S.O. 174, dated 13th January, 1962	Do.	Fixation of Hours of polling at the General Election in the Union Territory of Tripura.
	S.Os. 175 and 176 dated 13th January, 1962	Ministry of Information & Broadcasting	Approval of Films specified therein.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (ii)

Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF HOME AFFAIRS

New Delhi, the 9th January 1962

S.O. 182.—In exercise of the powers conferred by section 12(1) of the Code of Criminal Procedure, 1898 (5 of 1898), the Central Government hereby appoints Shri M. Ramunny, Administrator, Laccadive, Minicoy & Amindivi Islands, to be a magistrate of the first class in the district of the Amindivi Islands and defines the said district as the local area within which the said Shri M. Ramunny may exercise all or any of the powers with which he may be invested under the said Code.

[No. 71/4(47)60-ANL(I).]

S.O. 183.—In exercise of the powers conferred by Section 10(1) of the Code of Criminal Procedure, 1898 (5 of 1898), the Central Government hereby appoints Shri M. Ramunny, Administrator, Laccadive, Minicoy & Amindivi Islands, and a Magistrate of the First Class, to be District Magistrate for the district of the Amindivi Islands.

[No. 71/4(47)60-ANL(II).]

S. C. VAJPEYI, Under Secy.

MINISTRY OF FINANCE
(Department of Economic Affairs)

New Delhi, the 11th January, 1962

S.O. 184.—Statement of the Affairs of the Reserve Bank of India, as on the 31st January, 1962

BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up	5,00,00,000	Notes	14,77,18,000
Reserve Fund	80,00,00,000	Rupee Coin	1,63,000
National Agricultural Credit (Long-term Operations) Fund	50,00,00,000	Subsidiary Coin	3,01,000
National Agricultural Credit (Stabilisation) Fund	6,00,00,000	Bills Purchased and Discounted :—	
		(a) Internal
		(b) External
		(c) Government Treasury Bills	39,22,42,000
Deposits :—			
(a) Government		Balances held abroad*	16,58,83,000
(1) Central Government	61,21,21,000	**Loans and Advances to Governments	61,73,31,000
(2) Other Governments	11,81,47,000	Other Loans and Advances†	143,82,68,000
(b) Banks	78,85,11,000	Investments	210,61,69,000
(c) Others	147,81,66,000	Other Assets	26,27,28,000
Bills Payable	29,15,12,000		
Other Liabilities	43,23,46,000		
RUPEES	513,08,03,000	RUPEES	513,08,03,000

*Includes Cash & Short-term Securities.

**Includes Temporary Overdrafts to State Governments.

†The item 'Other Loans and Advances' includes Rs. 6,93,50,000/- advanced to scheduled banks against usance bills under Section 17 (4) (c) of the Reserve Bank of India Act.

Dated the 10th day of January, 1962.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 5th day of January, 1962

ISSUE DEPARTMENT

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department . . .	14,77,18,000		A. Gold Coin and Bullion :—		
Notes in circulation . . .	1969,89,57,000		(a) Held in India . . .	117,76,03,000	
Total Notes issued . . .		1984,66,75,000	(b) Held outside India	
			Foreign Securities . . .	126,86,07,000	
			TOTAL OF A . . .		244,62,10,000
			B. Rupee Coin . . .		121,23,57,000
			Government of India Rupee Securities . . .		1618,81,08,000
			Internal Bills of Exchange and other commercial paper
TOTAL LIABILITIES . . .		1984,66,75,000	TOTAL ASSETS . . .		1984,66,75,000

Dated the 10th day of January, 1962.

H.V.R. IENGAR,
Governor.

[No. F. 3(2)-BC/62.]

A. BAKSI, Jr. Secy.

(Department of Economic Affairs)

New Delhi, the 12th January 1962

S.O. 185.—In exercise of the powers conferred by clause (c) of sub-section (1) of section 8 of the Reserve Bank of India Act, 1934 (2 of 1934), read with sub-section (7) of the said section, the Central Government hereby renominates Shri K. C. Mahindra, as a Director of the Central Board of the Reserve Bank of India, with effect from the 15th January, 1962.

[No. F. 3(71)-BC/61.]

R. K. SESHADRI, Dy. Secy.

(Department of Economic Affairs)

New Delhi, the 15th January 1962

S.O. 186.—In pursuance of Rule 3 of the Insurance Claims Board Rules, 1952, the Central Government hereby nominates Shri S. W. Shiveshwarkar, Joint Secretary, Ministry of Rehabilitation to be a member of the Insurance Claims Board *vice* Shri L. J. Johnson.

[No. F. 60(15)-Ins.I/59.]

P. GANGULEE, Dy. Secy.

(Department of Revenue)

ESTATE DUTY

New Delhi, the 11th January 1962

S.O. 187.—It is hereby notified that the appointment of the undermentioned Valuers, whose names were included in the list of Valuers published under the notification of the Central Government No. 1/F, No. 5/145/68-ED dated the 13th January, 1959 in Part II, Section 3(ii) of the Gazette of India dated the 24th January, 1959 as S.O. 175, has been renewed by the Central Government for a further period of three years with effect from the 14th January, 1962.

S. No.	Name	Address
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I. ENGINEERS/SURVEYORS/ARCHITECTS.

1. Shri Ganguly, J. L.,
B.Sc. (Glas.), A.M.E.E.
(B.Tech.), A.M.I.E. 43, Vivekananda Road, Calcutta-7.
2. Shri Gupte, V. V.,
B.E., M.I.E. 27 Alli Chambers,
Tamarind Lane, Fort,
Bombay-1.
3. Shri Sarma, S. Varadaraja,
B.E., M.I.E. Pattoni Palace, P.O.,
Trivandrum-4.

II. ACCOUNTANTS

1. Shri Mukherji, P. K.,
M.A., B.Com. (Cal)
F.C.A., F.R.E.S. (Lond.) C/o Green & Co.,
Chartered Accountants,
12, Old Post Office Street,
Calcutta-1.
2. Shri Shah, Chimanlal C.,
B.Com., F.C.A. C/o Naushir M. Marfatia & Co.,
Chartered Accountants,
P.O. Box 95, Gandhi Road,
Ahmedabad.
3. Shri Shah, M. B.,
B.Com., F.C.A. C/o. M. K. Dandekar & Co.,
Chartered Accountants,
275, Sixth Cross, Gandhi Nagar,
Bangalore-9.

2. The scale of charges for the remuneration of Valuers appointed by the Central Government for valuing any property shall be as fixed below and no such Valuer shall charge a fee at a scale higher than the scale so fixed.

Scale of charges

On the first Rs. 50,000/- of the property so valued.	.. $\frac{1}{4}$ % of the value.
On the next Rs. 1,00,000/- of the property so valued.	.. $\frac{1}{4}$ % of the value.
On the balance of the property so valued.	.. $\frac{1}{4}$ % of the value.

[No. 1/F. No. 5/46/61-ED.]

T. R. VISWANATHAN, Dy. Secy.

(Department of Revenue)

ORDER

STAMPS

New Delhi, the 16th January 1962

S.O. 188.—In exercise of the powers conferred by clause (a) of sub-section (1) of section 9 of the Indian Stamp Act, 1899 (2 of 1899), the Central Government hereby remits the duty with which debentures of the value of rupees fifty lakhs to be issued by the Uttar Pradesh Financial Corporation are chargeable under the said Act.

[No. 2 F. No. 1/3/62-Stamps/Cus.VII.]

J. DATTA, Under Secy.

CENTRAL BOARD OF REVENUE

CUSTOMS

New Delhi, the 13th January 1962

S.O. 189.—In exercise of the powers conferred by clause (c) of section 11 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Board of Revenue hereby makes the following further amendment in its notification No. 117-Customs dated the 9th September, 1950, namely:—

In the Schedule annexed to the said notification, against the port of Bhavnagar, in column 3, after entry No. 6, the following entry shall be inserted, namely:—

“7. The wharf situated on “Akwada Creek” constructed by the Port Department, Gujarat State with a running wall length of 50 ft. and breadth also 50 ft. and having the following boundaries:

North.—Transit sheds.

South.—Transit shed on the other side of the Road from the town to the Concrete Jetty and bounded by Akwada creek.

East.—Bounded by Gulf of Cambay.

West.—Bounded by Marshy land adjoining road to the town.”

[No. 5 F. No. 14/8/61-LC. II.]

L. S. MARTHANDAM, Under Secy.

ESTATE DUTY

New Delhi, the 15th January 1962

S.O. 190.—In exercise of the powers conferred by the second proviso to sub-section (2) of section 4 of the Estate Duty Act, 1953 (34 of 1953), the Central Board of Revenue hereby makes the following amendment in its notification No. 72/F. No. 21/64/61-ED dated the 23rd December, 1961, which was published

under S.O. No. 3049 in Part II Section 3 of the Gazette of India dated the 30th December, 1961, namely:—

"In the schedule to the said notification, the word 'Special' occurring in column 2 against serial No. 2 shall be deleted."

2. This notification shall be deemed to have come into force with effect from the 1st January, 1962.

Explanatory Note

(This note is not part of the notification but is intended to be merely clarificatory).

This amendment has become necessary for maintaining uniformity in the nomenclature of all Estate Duty cum Income-tax Circles located in the jurisdiction of the Commissioner of Income-tax, Andhra Pradesh.

[No. 2/F. No. 21/64/61-ED.]

P. K. GHOSH, Under Secy.

INCOME-TAX

New Delhi, the 15th January 1962

S.O. 191.—In exercise of the powers conferred by sub-section (2) of Section 5 of the Indian Income-tax Act, 1922 (11 of 1922) and in partial modification of all previous notifications on the subject, the Central Board of Revenue hereby directs that with effect from the 23rd December 1961 (afternoon) Shri G. S. Srivastava, a Commissioner of Income-tax, shall perform all the functions of Commissioner of Income-tax in respect of such areas or of such persons or classes of persons or such incomes or classes of incomes or such cases or classes of cases as are comprised in the Income-tax Circles, Wards or Districts in the State of Maharashtra except the districts of Nagpur, Bhandara and Greater Bombay.

Provided that he shall also perform his functions in respect of such persons or of such cases as have been or may be assigned by the Central Board of Revenue to any Income-tax Authority subordinate to him.

Provided further that he shall not perform his functions in respect of such persons or of such cases as have been or may be assigned to any Income-tax Authority outside his jurisdictional area.

While performing the said functions the said Shri Srivastava shall be designated as the Commissioner of Income-tax, Poona.

[No. 3 F. No. 55/1/62-IT.]

D. V. JUNNARKAR, Under Secy.

CENTRAL EXCISE COLLECTORATE, ALLAHABAD

2nd Amendment to Notification No. 21 C.E./61 dated 1-3-61.

Allahabad, the 19th December, 1961.

S.O. 192.—In the schedule issued with the Notification No. 1 C.E./61 dated 1st March 1961 of Allahabad Collectorate, published in the Govt. of India Gazette, part II Section 3(ii), dated 25th March 1961 at pages 646—652 for the existing entries "Total exemption" in cols. 3 & 4 against items 1(b), 2(b) 35 to 41 and 58, substitute "10 ares" and "45 Kilograms" respectively.

[No. 9 C. No. 411-Int/59/Pt.II/43110.]

S. P. KAMPANI, Collector.

CENTRAL EXCISE COLLECTORATE, HYDERABAD DECCAN

CENTRAL EXCISE

Hyderabad, the 8th January, 1962

S.O. 193.—In exercise of the powers conferred on me under the Second proviso to each of the rules 15 and 16 of the Central Excise Rules, 1944, I, the Collector of Central Excise, Hyderabad hereby notify that no declarations will

be necessary under the said rules in respect of unmanufactured tobacco grown in areas not exceeding 3 ares and cured in quantities not exceeding 27 kgs in the whole of the revenue Jurisdiction of Satyavedu taluk of Chittoor District.

2. The above exemption under Rules 15 and 16 of the Central Excise Rules 1944, will not apply to fule-cured tobacco.

'Attested'

N. K. Dev, Superintendent (Int.)

[C. No. Va/24/419/61(c)U1.]

B. SEN, Collector.

POONA CENTRAL EXCISE COLLECTORATE

Poona, the 28th December, 1961

S.O. 194.—In exercise of the powers conferred upon me under Rule, 143 and 233 of the Central Excise Rules, 1944, I issue the following supplementary instructions which shall be observed by all licensees who desire to crush unmanufactured tobacco in the form of flakes into granule (Rawa) of tobacco capable of passing through a sieve made of wire not finer than 24 S.W.G. (0.5588 millimetre diameter) and containing not less than 18 uniform circular or square apertures per linear distance of 25.4 millimetres or who want to transport Rawa or admixture of Rawa and flake tobacco.

- (i) Permission to crush higher rated flakes of tobacco into lower rated Rawa shall be granted by Superintendent Central Excise having jurisdiction, in *bonafide* cases where it is established that such crushing is necessary for preservation, sale or disposal of the tobacco.
- (ii) A licensee desirous of obtaining such permission shall apply in the prescribed form (enclosed) in triplicate. All the three copies of the application shall be presented to the Range/Sector Officer-in-charge of the warehouse, a week before the crushing is intended to start.
- (iii) The Range/Sector Officer shall visit the warehouse. All bags of the tobacco intended to be crushed shall be emptied before the Officer who will draw two representative samples from the lot. One sample shall be delivered to the licensee and the other retained by the officer.
- (iv) The licensee shall start crushing operations only on receipt of the written permission from the Superintendent. Such crushing shall commence and terminate on the dates specified by the Superintendent.
- (v) No restrictions as to the quantity of flakes that may be taken up at a time for crushing into Rawa is imposed, but the crushing operations shall not be allowed to continue beyond three days from the date the crushing starts. In exceptional circumstances, such as, absence of labour, etc. the Dy. Superintendent shall have authority to extend this period by one day.
- (vi) Crushing shall be undertaken between 9 A.M. and 5 P.M. only. The licensee shall maintain a date-wise account of the tobacco crushed and the resultant products obtained on the original application itself. These entries shall be duly signed every day by the licensee or his authorised agent.
- (vii) When the period during which crushing operations are permitted by the Superintendent is over, the Dy. Superintendent, I/C M.O.R. shall visit the warehouses. The licensee shall produce before him the entire quantity of Rawa, Dust etc. obtained after crushing. If satisfied, the Dy. Superintendent shall allow Rawa, Dust, etc. to be bagged, weighed and warehoused, after making suitable endorsement in W.R.G. 2 part II register. Until this is done by the Dy. Superintendent, no part clearance of the crushed Rawa, dust, etc. shall be allowed.
- (viii) Clearances of Rawa on payment of duty or in bond shall be allowed only by the Dy. Superintendent.
- (ix) If after crushing, Rawa is taken to L.2. premises and mixed with flakes to form a mixture, percentage of Rawa and flakes in such mixtures shall be shown in E.B. 3 book maintained by the licensee and on all transport permits issued for the movement of such admixture.

- (x) Movement of Rawa or mixture of Rawa and flakes on sale notes shall not be allowed. Such Rawa or mixture shall move only under the cover of a transport permit issued by the proper Central Excise Officer.

2. This Notification shall come into effect from 1st January 1962.

FORM OF APPLICATION FOR CRUSHING FLAKE TOBACCO INTO 18 GHARI RAWAL

I/We L. 5 No. of desire to crush unmanufactured tobacco in the form of flakes into 18 ghari Rawal. The particulars of tobacco intended to be crushed are given below. Immediately after crushing I intend to warehouse clear on payment of duty the resultant rawa etc.

I/Weundertake to abide by the conditions laid down in Notification No. CER/13/61 dated 28-12-1961 for crushing of flakes into rawal.

Place : Signature of the licensee or his
Date : authorised agent.

Lot No.	Description	No. of packages	Qty. Kgs.	No. of TP ₂ TP ₃ under which re-ware housed / ware housed	D.F.W.	Fair market value per quintal flake form		
						Ex-duty price	Duty	Total
1	2	3	4	5	6	7	8	9

Fair quintal	market after rawa	value crushing	per into	Estimated Qty. of rawal to be obtained	Detailed particulars of premises such as area where crushing will take place	Dates on which crushing is intended to be undertaken	Remarks
Ex-duty price	Duty	Total					
10	11	12	13	14	15	16	

Permission to crush above quantity and description of flakes from.....to.....allowed.
(Dates)

OR

Permission to crush above quantity and description of flakes into rawa is refused as such crushing is found to be unnecessary for the preservation, Sale or disposal of the flake tobacco.

Date : Superintendent Central Excise
Place :

FOR USE BY THE LICENSEE

Date	Quantity of tobacco crushed	Description and quantity of resultant rawa, dust etc. obtained at the end of the day	Signature of the licensee or his authorised Agent	Remarks and Signature of the checking Central Excise Officer	Sig- nature of the Central
1	2	3	4	5	

MINISTRY OF COMMERCE AND INDUSTRY

ORDERS

New Delhi, the 12th January 1962

S.O. 195|DRA|6|6.—In exercise of the powers conferred by section 6 of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby appoints Shri Jayant Gadkari, to be a member of the Development Council established by the Order of the Government of India in the Ministry of Commerce and Industry No. S.O. 1055, dated the 6th May, 1961 for the scheduled industries engaged in the manufacture or production of electric fans, electric lamps, electronic equipment, household appliances (such as electric irons, heaters and the like), storage batteries, dry batteries, telephones, telegraph equipments, wireless and communication apparatus, radio receivers including amplifiers and public address equipments, television sets, teleprinters, air conditioners and refrigerators, electricity meters and panel instruments, till the 5th May, 1963 and directs that the following amendment shall be made in the said Order, namely:—

In paragraph 1 of the said Order after entry No. 24 relating to Shri A. N. Mukherjee, the following entry shall be inserted, namely:—

“24A.	Shri Jayant Gadkari, General Engineering Employees Union, Dalvi Building, Parcel, Bombay-12.	Persons employed in Industrial undertak- ings.”
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[No. 1(6) L. Pr./60.]

New Delhi, the 15th January 1962

S.O. 196|DRA|6|7.—In exercise of the powers conferred by section 6 of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby appoints the following persons to be members of the Development Council established by the Order of the Government of India in the Ministry of Commerce and Industry No. S.O. 1946 dated the 10th August, 1961 for the scheduled industries engaged in the manufacture or production of Drugs and Pharmaceuticals, till the 9th August, 1963 and directs that the following amendment shall be made in the said Order, namely:—

In paragraph 1 of the said Order after entry No. 18 relating to Col. D. S. Shukla, the following entries shall be inserted, namely:—

“17. Dr. M. L. Chatterjee, 36, Dharamtala Street, Calcutta-13.	Consumers”
“18. Dr. P. C. Bhatia, 12, Sadar Thana Road, Delhi.	Consumers”

[No. 1(14)L.Pr./60.]

J. S. BAKHSHI, Under Secy.

CORRIGENDUM.

New Delhi, the 10th January 1962

S.O. 197.—In the Ministry of Commerce and Industry Notification published in the Gazette of India Part II Section 3 Sub-section (ii) dated the 3rd December, 1960 as S.O. 2874 dated the 25th November, 1960, the following corrections shall be incorporated:—

In Table II (Acres and Cents to Hectares and Ares upto 100 acres) appearing on pages 3406—3411,

For the existing figures against	Acres	Cents	READ	Hectares	Ares
”	2	40		0	97.12
”	2	50		1	1.17
”	5	10		2	6.39
”	7	20		2	91.37
”	7	90		3	19.70
”	12	50		5	5.86

For the existing figures against	Acres	Cents	READ	Hectares	Ares
"	13	50		5	46.32
"	14	40		5	82.75
"	20	40		8	25.56
"	22	0		8	90.31
"	25	50		10	31.95
"	26	90		10	88.60
"	30	0		12	14.05
"	32	10		12	99.04
"	46	20		18	69.64
"	47	90		19	38.44
"	55	30		22	37.91
"	55	40		22	41.95
"	59	90		24	24.06
"	66	80		27	3.29
"	72	30		29	25.87
"	91	0		36	82.63
"	93	20		37	71.66

[No. SMC-15(43)/60.]

K. V. VENKATACHALAM,

Jt. Secy.

TEA CONTROL

New Delhi, the 10th January 1962

S.O. 198.—The following draft of certain rules which the Central Government proposes to make in exercise of the powers conferred by section 49 of the Tea Act of 1953 (29 of 1953) is hereby published as required by sub-section (1) of that section for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 15th February, 1962.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

Draft Rules.

TEA BOARD EMPLOYEES (CONDUCT) RULES, 1962

1. Short title and application.—(1) These rules may be called the Tea Board Employees (Conduct) Rules, 1962.

(2) They shall apply to all persons appointed to the Board by the Central Government under Section 9 of the Act other than a person belonging to a Central Service or to an All India Service appointed on deputation to the Board.

2. Definitions.—In these rules, unless the context otherwise requires,

- (a) "Act" means the Tea Act, 1953 (29 of 1953);
- (b) "Board" means the "Tea Board" established under section 4 of the Act;
- (c) "employee" means any person other than a person belonging to the Central Secretariat Service or to an All India Service appointed on deputation to the Board by the Central Government under section 9 of the Act;
- (d) "members of the family", in relation to an employee, includes:—
 - (i) the wife, child or step-child of such employee, whether residing with him or not, and in relation to an employee who is a woman the husband residing with her and dependant on her; and
 - (ii) any other person related, whether by blood or by marriage, to the employee or to such employee's wife or husband and wholly dependant on the employee, but does not include a wife or husband legally separated from the employee, or a child or step-child who is no longer in any way dependant upon him or her, or of whose custody the employee has been deprived by law.

3. General.—Every employee of the Board shall at all times maintain absolute integrity and devotion to duty.

4. Taking part in politics and elections.—(1) No employee shall be a member of, or be otherwise associated with, any political party or any organisation which takes part in politics nor shall he take part in, subscribe in aid of or assist in any other manner any political movement or activity.

(2) It shall be the duty of every employee to endeavour to prevent any member of the family from taking part in, subscribing in aid of or assisting in any other manner any movement or activity which is, or tends directly or indirectly to be, subversive of the Government as by law established, and where an employee is unable to prevent a member of his family from taking part in, or subscribing in aid of, or assisting in any other manner any such movement or activity, he shall make a report to that effect to the Board.

(3) If any question arises whether any movement or activity falls within the scope of this rule, the decision of the Board thereon shall be final.

(4) No employee shall canvass or otherwise interfere or use his influence in connection with, or take part in, an election to any legislative or local authority:—

Provided that:—

- (i) an employee qualified to vote at such election may exercise his right to vote, but where he does so, he shall give no indication of the manner in which he proposes to vote or has voted;
- (ii) an employee shall not be deemed to have contravened the provisions of this rule by reason only that he assists in the conduct of an election in the due performance of a duty imposed on him by or under any law for the time being in force.

Explanation.—The display by an employee on his person, vehicle or residence of any electoral symbol shall amount to using his influence in connection with an election within the meaning of this Sub-rule.

5. Demonstration and Strikes.—No employee shall participate in any demonstration or resort to any form of strike in connection with any matter pertaining to his conditions of service.

6. Joining of Associations by employees.—No employee shall join or continue to be a member of any Service Association of the Board employees:

- (a) which has not, within a period of six months from its formation, obtained the recognition of the Board, or
- (b) recognition in respect of which has been refused or withdrawn by the Board.

7. Connection with press or radio.—(1) No employee shall, except with the previous sanction of the Board, own wholly or in part, or conduct or participate in the editing or managing of, any newspaper or other periodical publication.

(2) No employee shall, except with the previous sanction of the Board or any other authority empowered by it in this behalf, or in the *bona fide* discharge of his duties, participate in a radio broadcast or contribute any article or write any letter either anonymously or in his own name or in the name of any other person to any newspaper or periodical:

Provided that no such sanction shall be required if such broadcast or such contribution is of a purely literary, artistic or scientific character and is not connected with the activities of the Board.

8. Criticism of Board/or Government.—No employee shall, in any radio broadcast or in any document published anonymously or in his own name or in the name of any other person in any communication to the press or in any public utterance, make any statement of fact or opinion:—

- (i) which has the effect of an adverse criticism of any current or recent policy or action of the Board, the Central Government or a State Government; or
- (ii) which is capable of embarrassing the relations between the Board and the Central Government or the Government of any State; or
- (iii) which is capable of embarrassing the relations between the Board and the Central Government or the Government of any foreign state; or

- (iv) which is capable of embarrassing the relations between the Central Government and any foreign state.

9. Evidence before Committee or any other authority.—(1) Save as provided in sub-rule (3), no employee shall, except with the previous sanction of the Board give evidence in connection with any inquiry conducted by any person, committee or authority.

(2) Where any sanction has been accorded under Sub-rule (1), no employee giving such evidence shall criticise the policy or any action of the Board or of the Central Government or of a State Government.

(3) Nothing in this rule shall apply to:—

- (a) evidence given at an inquiry before an authority appointed by the Board or by the Central Government or by a State Government or by Parliament or by a State Legislature, or
- (b) evidence given in a judicial inquiry; or
- (c) evidence given at any departmental inquiry ordered by authorities subordinate to the Board, the Central Government or a State Government.

10. Unauthorised communication of information.—No employee shall, except in accordance with any general or special order of the Board or in the performance in good faith of the duties assigned to him, communicate, directly or indirectly, any official document or information to any other person to whom he is not authorised to communicate such document or information.

11. Subscriptions.—No employee shall, except with the previous sanction of the Board or of such authority as may be empowered by it in this behalf, ask for or accept contributions to, or otherwise associate himself with the raising of, any fund in pursuance of any object whatsoever.

12. Gifts.—(1) Save as otherwise provided in these rules, no employee shall, except with the previous sanction of the Board accept or permit his wife or any other member of his family to accept from any person any gift of more than trifling value:

Provided that gifts of a value, reasonable, in all the circumstances of the case, may be accepted from relations and personal friends or presented to such persons on occasions such as weddings, anniversaries, funerals and religious functions when the making or receiving of such gifts is in conformity with the prevailing religious or social customs; but acceptance of such gifts other than those of a trifling value shall be reported to the Board and the gift shall be disposed of in such manner as the Board may direct.

Explanation.—For the purpose of this sub-rule, any trowel, key or other similar articles offered to an employee at the laying of the foundation stone or the opening of a public building or any ceremonial function shall be deemed to be a gift.

(2) If a question arises whether any gift is of trifling value or not, or where an employee is in any doubt whether a gift offered to him is of trifling value or not, a reference shall be made to the Board by such employee and the decision of the Board thereon shall be final.

Explanation.—Whether or not a gift should be treated as a trifling value shall depend on who the donor is and the circumstances in which the gift is made. A gift exceeding in value 1/20th of the monthly emoluments of an employee or Rs. 20 (whichever is less) from a person who is not his relation or his personal friend shall ordinarily be regarded as a gift not of trifling value. Gifts from relatives and personal friends up to the value of 1/8th of the monthly emoluments of the employee or Rs. 50 (whichever is less) or even up to the value of one half of such emoluments of Rs. 200 (whichever is less), on special occasions such as mentioned in the proviso to sub-rule (1) may be regarded as of trifling value.

(3) Acceptance of dowry either in cash or in kind by or on behalf of an employee or his dependants from the parents or other relatives of the bride at the time of the marriage should be regarded as a customary gift which the recipient may accept without the prior sanction of the Board. If a dowry is given by or on behalf of an employee, the provision of rule 17 will apply and the fact should be reported by him to the Board where such a report is necessary.

13. Public demonstrations in honour of Board's employees.—No employee shall, except with the previous sanction of the Board, receive any complimentary or valedictory address or accept any testimonial or attend any meeting or entertainment held in his honour, or in honour of any other employee.

Provided that nothing in this rule shall apply to:—

- (i) a farewell entertainment of a substantially private and informal character held in honour of an employee on the occasion of his retirement or transfer; or
- (ii) the acceptance of simple and inexpensive entertainments arranged by public bodies or institutions.

14. Private trade or employment.—(1) No employee shall, except with the previous sanction of the Central Government, undertake any work or employment unconnected with his official duties or engage directly or indirectly in any trade or business. Provided that an employee may, without such sanction, undertake honorary work of a social or charitable nature or occasional work of a literary, artistic or scientific character, subject to the condition that his official duties do not thereby suffer; but he shall not undertake, or shall discontinue, such work if so directed by the Board.

Explanation.—Canvassing by an employee in support of the business of insurance agency, commission agency and the like, owned or managed by his wife or any other member of his family shall be deemed to be a breach of this sub-rule.

(2) Where any employee, with the previous sanction of the Central Government undertakes any work or employment of the nature referred to in sub-rule (1), or engages in any trade or business, one-third of any fee in excess of Rs. 250 or a recurring fee of Rs. 250 a year, received by such employee from such work, employment, trade or business shall be credited to the Board unless the Central Government otherwise directs:

Provided that nothing in this sub-rule shall apply to fees received by an employee from a University or other examining body in return for his services as examiner, paper setter, invigilator or checker.

(3) No employee shall, except with the previous sanction of the Central Government take part in the registration, promotion or management of any bank or other company registered under the Companies Act, 1956 (1 of 1956), or any other law for the time being in force.

Provided that an employee may take part in the registration, promotion or management of a Co-operative Society registered under the Co-operative Societies Act, 1912 (ii of 1912), or any other law for the time being in force, or of a literary, scientific or charitable society registered under the Societies Registration Act, 1860 (21 of 1860), or any corresponding law in force.

(4) Whenever the sons/daughters or dependants of the employees of the Board wish to accept employment with private firms with which the employee concerned have official dealings, or with other important firms having official dealings with the Board, the fact should be reported to the Board by the employee concerned and permission of the Board should be obtained to such employment. Where, however, the acceptance of such employment could not await prior permission of the Board or the matter is otherwise considered urgent, a report should be made to the Board and the employment accepted provisionally subject to the permission of the Board.

15. Investments, lending and borrowing.—(1) No employee shall speculate in any investment.

Explanation.—The habitual purchase or sale of securities of a notoriously fluctuating value shall be deemed to be speculation in investment within the meaning of this sub-rule.

(2) No employee shall make, or permit his wife or any member of his family to make, any investment likely to embarrass or influence him in the discharge of his official duties.

(3) If any question arises whether a security or investment is of the nature referred to in sub-rule (1) or sub-rule (2), the decision of the Board thereon shall be final.

(4) No employee shall, except with the previous sanction of the Board, lend money to any person possessing land or valuable property within the local limits of his authority, or at interest to any person:

Provided that an employee may make an advance of pay to a private servant, or give a loan of small amount free of interest to a personal friend or relative, even if such person possesses land within the local limits of his authority.

(5) No employee shall, save in the ordinary course of business with a bank or a firm of standing, borrow money from or otherwise place himself under pecuniary obligation to any person within the local limits of his authority, or any other person with whom he is likely to have official dealings, nor shall he permit any member of his family, except with the previous sanction of the Board, to enter into any such transaction;

Provided that an employee may accept a purely temporary loan of small amount, free of interest from a personal friend or relative or operate a credit account with a *bona fide* tradesman.

(6) When an employee is appointed or transferred to a post of such a nature as to involve him in the breach of any of the provision of sub-rule (4), he shall forthwith report the circumstances to the Board, and shall thereafter act in accordance with such orders as may be passed by the Board.

16. Insolvency and habitual indebtedness.—An employee shall so manage his private affairs as to avoid habitual indebtedness or insolvency. An employee who becomes the subject of legal proceedings for insolvency shall forthwith report the full facts to the Board.

17. Movable, immovable and valuable property.—(1) No employee shall, except with the previous knowledge of the Board acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the name of any member of his family;

Provided that any such transaction conducted otherwise than through a regular or reputed dealer shall require the previous sanction of the Board.

(2) An employee who enters into any transaction concerning any movable property exceeding one thousand rupees in value, whether by way of purchase, sale or otherwise, shall forthwith report such transaction to the Board:

Provided that no employee shall enter into any such transaction except with or through a regular or reputed dealer or agent or with the previous sanction of the Board.

Explanation.—For the purpose of this sub-rule, the expression "movable property" includes *inter alia* the following property, namely:—

- (a) Jewellery, insurance policies, shares, securities and debentures;
- (b) loans advanced by such Board's employees whether secured or not;
- (c) motor cars, motor cycles, horses, or any other means of conveyance; and
- (d) refrigerators, radios and radiograms.

(3) Every employee shall, on first appointment and thereafter at intervals of every twelve months, submit to the Board a return in such form as the Board may specify in this behalf of all immovable property owned, acquired or inherited by him or held by him on lease or mortgage, either in his own name or in the name of any member of his family or in the name of any other person.

(4) The Board or any authority empowered by it in this behalf may at any time, by general or special order, require an employee to submit within a period specified in the order, a full and complete statement of such movable or immovable property held or acquired by him or by any member of his family as may be specified in the order. Such statement shall, if so required by the Board or by the authority so empowered, include details of the means by which, or the source from which, such property was acquired.

18. Vindication of acts and character of Board's employee.—No employee shall except with the previous sanction of the Board, have recourse to any court or to the press for the vindication of any official act which has been the subject matter of adverse criticism or an attack of defamatory character.

Explanation.—Nothing in this rule shall be deemed to prohibit an employee from vindicating his private character or any act done by him in his private capacity.

19. **Canvassing of non-official or other outside influence.**—No employee shall bring or attempt to bring any political or other outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Board.

20. **Bigamous marriages.**—(1) No employee who has a wife living shall contract another marriage without first obtaining the permission of the Board, notwithstanding that such subsequent marriage is permissible under the personal law for the time being applicable to him.

(2) No female employee shall marry any person who has a wife living without first obtaining the permission of the Board.

21. **Interpretation.**—If any question arises relating to the interpretation of these rules, it shall be referred to the Central Government whose decision thereon shall be final.

22. **Delegation of Powers.**—The Central Government may, by general or special order, direct that any power exercisable by it under these rules (except the powers under rule 21 and this rule), shall subject to such conditions, if any, as may be specified in the order, be exercisable also by such officer or authority as may be specified in the order.

[No. 1(1)PLANT(A)/60.]

B. KRISHNAMURTHY, Under Secy.

INDIAN STANDARDS INSTITUTION

New Delhi, the 4th January 1962

S.O. 199—In pursuance of sub-regulation(1) of regulation 8 of the Indian Standards Institution (Certification Marks, Regulations, 1955, the Indian Standards Institution hereby notifies that seven licences, particulars of which are given in the Schedule hereto annexed, have been granted authorizing the licencees to use the Standard Mark.

THE SCHEDULE

Serial No.	Licence No. and Date	Period of Validity		Name and Address of the Licensee	Article/Process covered by the Licence	Relevant Indian Standard
		From	To			
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1	CM/L-365 12-12-1961	1-1-62	31-12-62	M/s. Ditz Electricals (India) Ltd., 29 Malkaganj Road, Delhi.	Electric Portable Immersion Heaters for Domestic Use (500 Watts to 4000 Watts capacity)	IS : 368-1952 Specification for Electric Portable Immersion heaters for Domestic Use.
2	CM/L-366 15-12-1961	1-1-62	31-12-62	M/s. Tungabhadra Industries Ltd., Kurnool (Andhra Pradesh).	18-Litre Square Tins	IS : 916-1958 Specification for 18-Litre Square Tins.
3	CM/L-367 15-12-1961	1-1-62	31-12-62	M/s. Bharat Pulverising Mills (Private) Ltd., 589, Tiruvottiyur High Road, Madras-19.	Endrin Emulsifiable Concentrates	IS : 1310-1958 Specification for Endrin Emulsifiable Concentrates.
4	CM/L-368 22-12-1961	1-1-62	31-12-62	M/s. Electrical Instruments Manufacturing Co., Bombay Mutual Annexe, Gunbow Street, Bombay.	15 amp Metal Clad Switches 250 and 500 Volts Grade	IS : 1567-1960 Specification for Metal Clad Switches (Current Rating not Exceeding 100 Amperes).
5	CM/L-369 22-12-1961	1-1-62	31-12-62	The D.C.M. Container Works, Najafgarh Road, New Delhi-15.	18-Litre Square Tins	IS : 916-1958 Specification for 18-Litre Square Tins.
6	CM/L-370 22-12-1961	1-1-62	31-12-62	M/s. Excel Industries Private Ltd., 184-87 Ghodbunder Road, Jogeshwari, Bombay-60.	Zinc Phosphide Technical.	IS : 1251-1958 Specification for Zinc Phosphide, Technical.
7	CM/L-371 22-12-1961	1-1-62	31-12-62	M/s. Berar Oil Industries, Vanasdapeth Akola.	18-Litre Square Tins	IS : 916-1958 Specification for 18-Litre Square Tins.

No. MD/12 : 710

S.O. 200.—In pursuance of sub-regulation (1) of regulation 8 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that Twentyfour licences, particulars of which are given in the Schedule hereto annexed, have been renewed.

THE SCHEDULE

Serial No.	Licence No. and Date	Period of Validity		Name and Address of the Licensee	Article(s) covered by the licence	Relevant Indian Standard(s)
		From	To			
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1	CM/L-2 7-12-1955	1-1-62	31-12-62	The Indian Cable Company Limited 9 Hare Street, Calcutta.	Hard-Drawn Stranded Aluminium and Steel-Cored Aluminium Conductors of all types and sizes specified in IS : 398-1953.	IS : 398-1953 Specification for Hard-Drawn Stranded Aluminium and Steel-Cored Aluminium Conductors for Overhead Power Transmission Purposes.
2	CM/L-3 7-12-1955	1-1-62	31-12-62	The Indian Cable Company Limited, 9 Hare Street, Calcutta.	Cotton-Covered High-Conductivity Annealed Round Copper Wire of various sizes specified in IS : 450-1953.	IS : 450-1953 Specification for Cotton-Covered High Conductivity Annealed Round Copper Wire.
3	CM/L-4 7-12-1955	1-1-62	31-12-62	The Indian Cable Company Limited, 9 Hare Street, Calcutta.	Hard-Drawn Copper Solid and Stranded Circular Conductors of various sizes specified in IS : 282-1951.	IS : 282-1951 Specification for Hard-Drawn Copper Solid and Stranded Circular Conductors for Overhead Power Transmission Purposes.
4	CM/L-5 7-12-1955	1-1-62	31-12-62	The Indian Cable Company Limited, 9 Hare Street, Calcutta.	Bare Annealed High-Conductivity Copper Wire of various sizes specified in IS : 396-1953.	IS : 396-1953 Specification for Bare Annealed High Conductivity Copper Wire for Electrical Machinery and Apparatus.
5	CM/L-6 7-12-1955	1-1-62	31-12-62	The Indian Cable Company Limited, 9 Hare Street, Calcutta.	Rubber-Insulated Cables and Flexible Cords of all types and sizes specified in IS : 434-1953.	IS : 434-1953 Specification for Rubber-Insulated Cables and Flexible Cords for Electric Power and Lighting (for Working Voltages Up to and Including 11 kV.).

6	CM/L-24 19-12-1956	1-1-62	31-12-62	M/s. Light Metal works, New Sun Mill Compound, Delisle Road, Bombay-13.	Wrought Aluminium and Aluminium Alloy Utensils.	IS : 21-1959 Specification for Wrought Aluminium and Aluminium Alloys for Utensils (<i>Second Revision</i>).
7	CM/L-105 31-10-1958	17-11-61	16-11-62	M/s. Sylvan Plywood Mills, Kottayam, Kerala State.	Tea-Chest Plywood Panels	IS : 10-1953 Specification for Plywood Tea-Chests (<i>Revised</i>).
8	CM/L-110 23-12-1958	1-1-62	31-12-62	The Jaipur Metals and Electricals Ltd., Near Railway Station, Jaipur.	Hard-Drawn Copper Solid Circular Conductors for Overhead Power Transmission Purposes.	IS : 282-1951 Specification for Hard-Drawn Copper Solid and standard circular Conductors for Over head Power Transmission Purpose.
9	CM/L-111 16-12-1958	1-1-62	31-12-62	M/s. Beliaghata Timber Works Private Limited, 28-B Chaulpatty Road, Calcutta-10.	Tea-Chest Plywood panels	IS : 10-1953 Specification for Plywood Tea-Chests (<i>Revised</i>).
10	CM/L-112 26-12-1958	1-1-62	31-12-62	The Kesar Sugar Works Ltd., 45-47, Apollo Street, Fort, Bombay-1.	Hydroquinone, Photographic Grade.	IS : 388-1952 Specification for Hydroquinone, Photographic Grade.
11	CM/L-155 16-11-1959	1-1-62	31-12-62	M/s. Bombay Chemicals Private Ltd., 129 Mahatma Gandhi Road, Fort, Bombay-1.	Pyrethrum Extract	IS 1051-1957 Specification for Pyrethrum Extracts.
12	CM/L-157 23-12-1959	1-1-62	31-12-62	M/s. Shamsher Sterling Cable Corporation Limited, Vaswani Mansions, Dinsha Wacha Road, Bombay 1.	Rubber-Insulated Cables, TRS (Tough Rubber Sheathed) Type 250 Volts Grade and Vulcanized Rubber-Insulated Cables, Taped, Braided and Compounded Type 250 and 660 Volts (Weatherproof)	IS : 434-1953 Specification for Rubber-Insulated Cables and Flexible Cords for Electric Power and Lighting (For Working Voltages Up to and including 11 kV).
13	CM/L-244 28-11-1960	15-12-61	14-12-62	M/s Indian Plastics Ltd., Poisar Bridge, Kandivli. Bombay-67.	Phenol-Formaldehyde Powder (For General Purpose Mouldings)	IS : 1300—1959 Specification for Phenol-Formaldehyde Moulding Powder (For General Purpose Mouldings).
14	CM/L-245 28-11-1960	15-12-61	14-12-62	M/s TIPCO The Industrial Plastics Corporation Ltd., 14, Hamam Street, Fort, Bombay-1.	Phenol-Formaldehyde Powder (For General Purpose Mouldings)	IS : 1300—1959 Specification for Phenol-Formaldehyde Moulding Powder (For General Purpose Mouldings).

(1)	(2)	(3)	(4)	(5)	(6)	(7)
15	CM/L-246 28-11-1960	15-12-61	14-12-62	M/s Research Chemical Laboratories, Lattice Bridge Road, Adayar, Madras-20.	Ferro-Gallo Tannate Fountain Pen Ink (0.1 Percent Iron Content)	IS : 220-1959 Specification for Ferro-Gallo Tannate Foun- tain Pen Ink (0.1 Percent Iron Content) (<i>Revised</i>).
16	CM/L-247 28-11-1960	15-12-61	14-12-62	M/s Associated Instrument Manu- facturers (I) Pvt. Ltd., Sunlight Insurance Building, Asaf Ali Road, New Delhi.	Instruments for testing pencil Lead : (i) Transverse Strength Testing Machine (ii) Apparatus for Determina- tion of Wear of Slip (iii) Apparatus for Determina- tion of Friction of Slip. (iv) Blackness Indicator.	IS : 1158-1957 Specification for Black Lead Pencils.
17	CM/L-248 19-12-1960	20-12-61	19-12-62	M/s Kaira District Co-operative Milk Producers' Union Ltd., Anand (W.R.) Kaira District, Gujarat State.	Infant Milk Foods	IS : 1547-1960 Specification for Infant Milk Foods.
18	CM/L-249 19-12-1960	1-1-62	31-12-62	M/s Delton Cable Company, 3457, Delhi Gate, Delhi.	PVC Cables and Cords (250 and 650 Volts Grade)	IS : 694-1960 Specification for PVC Cables and Cords for Electric Power and Lighting for Working Voltages Up to and including 650 volts to Earth.
19	CM/L-250 26-12-1960	1-1-62	31-12-62	M/s Krishnaveni Ink Factory, 292, Tiruvottiyur High Road, Madras-21	Ferro-Gallo Tannate Fountain Pen Ink (0.1 Percent Iron Content)	IS : 220-1959 Specification for Ferro-Gallo Tannate Foun- tain Pen Ink (0.1 Percent Iron Content) (<i>Revised</i>).
20	CM/L-251 26-12-1960	1-1-62	31-12-62	M/s Krishnaveni Ink Factory, 292, Tiruvottiyur High Road, Madras-21	Dye-Based Fountain Pen Inks, Blue, Green, Violet, Red and Black	IS : 1221-1957 Specification for Dye-Based Fountain Pen Inks (Blue, Green Violet, Black and Red).
21	CM/L-252 26-12-1960	1-1-62	31-12-62	M/s Tata-Fison Limited, Union Bank Building, Dalal Street, Bombay-1,	Copper Oxychloride Water Dis- persible Powder Concentrates.	IS : 1507-1959 Secification for Copper Oxychloride Powder Concentrates.

22	CM/L-253 26-12-1960	1-1-62	31-12-62	M/s Travancore Chemical & Manufacturing Co. Ltd., Manjummel, Alwaye.	Copper Oxychloride Water Dispersible Powder Concentrates.	IS : 1507-1959 Specification for Copper Oxychloride Water Dispersible powder Concentrates.
23	CM/L-254 26-12-1960	1-1-62	31-12-62	M/s Swastik Rubber Products Ltd., "Swastik House", Kirkee, Poona-3.	Rubber-Insulated Cables, VIR (Vulcanized Rubber-Insulated) 250 and 660 Volts Grade	IS : 434-1953 Specification for Rubber-Insulated Cables and Flexible Cords for Electric Power and Lighting (For Working Voltages Up to and Including 11 kV).
24	CM/L-255 29-12-1960	1-1-62	31-12-62	M/s Shree Ram Oil and General Mills, Gurgaon (Punjab).	Corn Flakes	IS : 1158-1957 Specification for Corn Flakes.

[No. MD/12 : 1.]

LAL C. VERMAN,
Director.

MINISTRY OF STEEL, MINES AND FUEL**(Department of Iron and Steel)***New Delhi, the 15th January 1962*

S.O. 201/ESS.COMM.IRON AND STEEL-2(c)/AM(89).—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1956, the Central Government hereby directs that the following further amendment shall be made to the notification of the Government of India, in the Ministry of Steel, Mines and Fuel, No. S.R.O. 2041/ESS.COMM/IRON AND STEEL-2(c), dated the 11th June, 1957, as amended from time to time, namely:—

In the Schedule annexed to the said notification, in columns 2 and 3 thereof, against 'BIHAR', for the existing entry No. (10), the following shall be substituted, namely:—

2	3
"10. Sub-Divisional Officers, Monghyr and Bhagalpur Districts, Bihar State.	4 and 5"

[No. SC(A)-2(11)/62.]

H. S. GILL, Under Secy.

(Department of Iron & Steel)*New Delhi, the 15th January 1962*

S.O. 202/ESS.COMM|Iron and Steel-15(1)|AM(10).—The following Notification issued by the Iron and Steel Controller under proviso to Clause 15(1) of the Iron and Steel (Control) Order, 1956, is published for general information.

NOTIFICATION

In exercise of the powers conferred by proviso to Sub-clause (1) of Clause 15 of the Iron and Steel (Control) Order, 1956 as amended by Notification No. S.O. 2369/ESS.COMM|Iron and Steel|AM(3), dated 13th November, 1958, published in Part II Section 3, Sub-Section (ii) of the Gazette of India Extraordinary, dated 13th November, 1958 and with the approval of the Union Government the Iron and Steel Controller hereby notifies the following addendum to Schedule No. I base concessional prices of prime quality steel and Semis to be supplied by the Main Producers and by the Controlled Stockholders respectively to the manufacturers of Engineering Goods for fabricating Iron and Steel products under Export Promotion orders only, published under S.O. No. 2643-ESS/COMM/Iron and Steel-15(1) in Part II Section 3(ii) of the Extraordinary Gazette of India, dated 18th December, 1958, as amended from time to time:—

ADDENDUM**SCHEDULE OF BASE PRICES****A—Prime quality Steel and Semis.**

Base Price Item No.	Materials	Max. base prices at all rail-head station in India per Metric Ton.	
		Col. I For sales by Main Producers.	Col. II For sales by Controlled Stockholders.
		Tested.	Tested.
11(a)	Heavy Rails above 14 Kg. or above 30 lbs.	Ra. 545/-	Ra. 575/-

The above base prices are subject to the conditions of sales by the Main Producers and by Controlled Stockholders respectively as laid down under Schedule IV of the consolidated Price Notification published under S.O. 2249-ESS, COMM/Iron & Steel-15(1) and 27(1) in Part II Section 3(ii) of the Gazette of India, dated 1st November, 1958 and to the section and quality extras as laid down in Appendix I of the said Notification as amended from time to time.

The above concessional prices shall come into effect from the date of its publication in the Gazette of India.

A. N. BANNERJEE,
Iron and Steel Controller"

[No. SC(C)-2(142)/60.]

J. S. BAIJAL, Under Secy.

MINISTRY OF HEALTH

New Delhi, the 9th January 1962

S.O. 203.—Dr. S. N. Sarma, M.B. (Cal.), D.L.O. (Lond.), F.R.C.S. (Edin.), F.I.C.S., Principal, Assam Medical College, Dibrugarh having been elected as a member of the Medical Council of India under clause (b) of sub-section (1) of section 3 of the Indian Medical Council Act, 1956 (102 of 1956) *vide* Dr. Umesh Chandra Bardaloi deceased, the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Health No F. S-13/59-MI, dated the 9th January, 1960, namely:—

In the said notification, under the heading "Elected under clause (b) of sub-section (1) of section 3", for the existing entry against serial No. 15, the following entry shall be substituted, namely:—

"Dr. S. N. Sarma, M.B. (Cal.), D.L.O. (Lond.), F.R.C.S. (Edin.), F.I.C.S., Principal, Assam Medical College, Dibrugarh".

[No. F. 5-13/59-MI.]

S.O. 204.—Dr. S. C. Barat, M.B. (Cal.), Barat Road, Jabalpur (Madhya Pradesh), having been elected as a member of the Medical Council of India under clause (c) of sub-section (1) of section 3 of the Indian Medical Council Act, 1956 (102 of 1956), the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Health No. F. 5-13/59-MI, dated the 9th January, 1960, namely:—

In the said notification, under the heading "Elected under clause (c) of sub-section (1) of section 3", after serial No. 10 and the entry relating thereto, the following shall be inserted, namely:—

"11. Dr. S. C. Barat, M.B. (Cal.), Barat Road, Jabalpur, (Madhya Pradesh)".

[No. F. 5-13/59-MI.]

A. C. RAY, Under Secy.

MINISTRY OF TRANSPORT AND COMMUNICATIONS

(Department of Transport)

(Transport Wing)

PORTS

New Delhi, the 9th January 1962

S.O. 205.—In pursuance of sub-section (2) of section 6 of the Calcutta Port Act, 1890 (Bengal Act III of 1890), it is hereby notified that in accordance with the provisions of section 16 of the said Act, Shri M. R. Das of Messrs. Mackinnon Meckenzie & Co. Private Limited, has been elected by the Bengal Chamber of Commerce & Industry, Calcutta, to be a commissioner for the port of Calcutta *vice* Shri J. W. Anson resigned.

[No. 9-PG(95)/61.]

HARBANS SINGH, Under Secy.

(Department of Transport)

(Transport Wing)

ORDER

New Delhi, the 15th January 1962

S.O. 206.—In exercise of the powers conferred by sub-section (3) of section 94 of the Motor Vehicles Act, 1939 (4 of 1939), the Central Government hereby exempts the motor vehicles of the Delhi Transport Undertaking of the Delhi Municipal Corporation from the operation of sub-section (1) of the said section.

[No. 36-T(4)/61.]

K. SRINIVASAN, Dy. Secy.

(Dep'ts. of Communications & Civil Aviation)

(P. & T. Board)

New Delhi, the 8th January 1962

S.O. 207.—In pursuance of sub-rule (2) of rule 11, clause (b) of sub-rule (2) of rule 14 and sub-rule (1) of rule 23 of the Central Civil Services (Classification, Control and Appeal) Rules, 1957, the President hereby makes the following amendments in the notification of the Government of India in the late Ministry of Communications (Posts and Telegraphs) No. S.R.O. 620, dated the 28th February, 1957, namely:—

In part II, General Central Service, Class III of the Schedule to the said notification, under the heading "Railway Mail Offices," before the item "All other posts" in column 1 and the entries relating thereto in columns 2 to 5, the following item and entries shall be inserted namely:—

I	2	3	4	5
"Mail Guards	Inspector, Railway Mail Service	Superintendent, Railway Mail Service	All	In the case of <i>major Circles</i> —Director of Postal Services. In the case of <i>minor Circles</i> —Dy. Director in respect of penalties (i) to (iii); Director of Posts and Telegraphs/Director of Postal Services in respect of penalties (iv) to (vii).
		Inspector, Railway Mail Service	(i) to (iii)	Superintendent, Railway Mail Service"

[No. 44/11/60-DISC.]

N. K. NAIR,

Asstt. Director General (Sea).

(P. & T. Board)

New Delhi, the 10th January 1962

S.O. 208.—In pursuance of para (a) of Section III of Rule 434 of Indian Telegraph Rules, 1961, as introduced by S.O. No. 627, dated 8th March, 1960, the Director General Posts and Telegraphs, hereby specifies the 1st day of February, 1962, as the date on which the Measured Rate System will be introduced in Surat Telephone Exchange.

[No. 11(24)/61-PHA.]

RAMA KANT,

Director of Telephones (E).

MINISTRY OF SCIENTIFIC RESEARCH & CULTURAL AFFAIRS

New Delhi, the 15th January 1962

S.O. 209.—In exercise of the powers conferred by section 11 of the Copyright Act, 1957 (14 of 1957), the Central Government hereby reconstitutes the Copyright Board consisting of:—

Chairman

1. Shri P. Satyanarayana Rao, Chairman, Andhra Pradesh Law Commission, Hyderabad.

Members

2. Shri B. N. Lokur, Secretary, Ministry of Law, New Delhi.
3. Shri A. K. Ghosh, Joint Secretary, Ministry of Scientific Research and Cultural Affairs, New Delhi.

The Chairman and members shall hold office for a term of three years with effect from the 21st January, 1962.

[No. F. 4-3/61-C.O.]

T. S. KRISHNAMURTI, Dy. Secy.

MINISTRY OF REHABILITATION

(Office of the Chief Settlement Commissioner)

New Delhi, the 8th January 1962

S.O. 210.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the state of U.P. for a public purpose being a purposes connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby requires the evacuee properties specified in the schedule hereto annexed.

A SCHEDULE

All properties in the state of U.P. which have vested in the Custodian under section 11 of the Evacuee Interest (separation) Act, 1951, as a result of adjudication by the Competent Officers under the provisions of the said Act upto 31st December 1961 and in respect of which no appeals have been filed and if filed, have been rejected by the Appellate Officers.

[No. 2(21)/Comp. & Prop. 61.]

S.O. 211.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the State of Rajasthan for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the schedule hereto annexed.

A SCHEDULE

All properties in the State of Rajasthan which have vested in the Custodian under section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officers under the provisions of the said Act upto 31st December 1961 and in respect of which no appeals have been filed and if filed, have been rejected by the Appellate Officer.

[No. 22(13)/Comp. Prop/61.]

New Delhi, the 9th January 1962

S.O. 212.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the States of Delhi, Madhya Pradesh, Bihar and Orissa for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the schedule hereto annexed.

A SCHEDULE

All properties in the States of Delhi, Madhya Pradesh, Bihar and Orissa which have vested in the custodian under Section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officers under the provisions of the said Act upto 31st December 1961 and in respect of which no appeals have been filed and if filed, have been rejected by the Appellate Officer.

[No. 22(14)/Comp. & Prop/61.]

M. J. SHRIVASTAVA,
Settlement Commissioner & Ex-Officio Under Secy.

(Office of the Chief Settlement Commissioner)

New Delhi, the 10th January 1962

S.O. 213.—In exercise of the powers conferred by Sub-Section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act 1954, (44 of 1954), the Central Government hereby appoints Shri B. S. Mahara, as Assistant Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8/56/ARG/60.]

New Delhi, the 11th January 1962

S.O. 214.—In exercise of the powers conferred by Clause (a) of Sub-Section (2) of Section 16 of the Displaced Persons (Compensation and Rehabilitation) Act (44 of 1954), the Central Government hereby appoints Shri B. L. Dhawan, Managing Officer in the Office of the Regional Settlement Commissioner, Lucknow for the State of Uttar Pradesh as Managing Officer for the Custody, Management and disposal of Compensation Pool with effect from the date he took over charge of the post.

[No. 4(110)Admn/Prop/58/ARG.]

New Delhi, the 15th January 1962

S.O. 215.—In exercise of the powers conferred by Clause (a) of Sub-Section (2) of Section 16 of the Displaced Persons (Compensation and Rehabilitation) Act (44 of 1954), the Central Government hereby appoints for the State of Rajasthan, Shri G. R. Jetley as Managing Officer under the Regional Settlement Commissioner, Jaipur for the custody, management and disposal of Compensation Pool with effect from the date he took over charge of the post.

[No. 4(71)Admn(Prop)/58/ARG.]

KANWAR BAHADUR,

Settlement Commissioner (a) and Ex-Officio, Dy. Secy.

MINISTRY OF LABOUR AND EMPLOYMENT

New Delhi, the 10th January 1962

S.O. 216.—In exercise of the powers conferred by section 73-F of the Employees' State Insurance Act, 1948 (34 of 1948), the Central Government hereby exempts the factories situate in the areas in the State of Orissa mentioned in the Schedule appended to this notification, from payment of employer's special contribution leviable under Chapter V-A of the said Act till the enforcement of the provisions of Chapter V of that Act in those areas.

SCHEDULE

Sl. No.	Name of District	Name of the area	Name of the factory
1	2	3	4
1.	Balasore . . .	Balasore including Motiganj and Bhaskarganj	(1) Balasore Technical School (2) Balasore Electric Supply Co. (3) Ghose Nandy & Co. (4) Satyanarayan Saw Mill.
		Bhadrak . . .	State Transport Garage.
		Jaleswar . . .	Utkal Hosiery Factory
		Sahadev Khanta . . .	Balasore Saw Mill No. 2
2.	Bolangir . . .	Bolangir . . .	Government Press
		Kantabanji . . .	(1) Ganesh Saw Mill (2) Sankar Saw Mill (3) Bhajee Saw Mill
		Titlagarh . . .	Patna State Graphit & Mining Co.
3.	Cuttack . . .	Assureswar (Pubanbazar)	Jaldurga Karkhana
		Badabag (Jagatsinghpur)	Durga Textile Works
		Dhanmandal . . .	Kalinga Foundry Ltd.
4.	Dhenkanal . . .	Angul . . .	(1) Workshop of Titaghur Paper Mills. (2) Orissa Valley Saw Mill (3) Swastill Ara Karyalaya
		Dhenkanal . . .	United Saw Mill
5.	Ganjam . . .	Aska . . .	Utkal Co-operative Pharmacy Ltd.
		Berhampur . . .	(1) Bherhampur Electric Supply Corporation. (2) New Orissa Saw Mill (3) Orissa Road Transport Central Workshop. (4) Silla Saw Mill (5) Sri Laxmi Saw Mill Aska Rd.
		Bhanjanagar . . .	(1) Sri Rama Saw Mill (2) Sitaram Saw Mill
		Chhatrapur . . .	Chhatrapur Thermal Station
		Parlakhemedi . . .	Gajapati Iron & Steel Ltd.
		Rossulkunda . . .	(1) Utkal Saw Mill (2) Mohalaxmi Saw Mill
6.	Kalahandi . . .	Khariar Road . . .	Orissa Industrial Corpn.
		Lakhna . . .	Rama Industries & Mills
7.	Keonjhar . . .	Barbil . . .	Kalinga Industries Ltd.
		Joda . . .	Ferromanganese Plant
		Kconjhar . . .	(1) Government Press (2) State Transport Workshop.
8.	Koraput . . .	Jeypore . . .	(1) Vijay Laxmi Saw Mill (2) State Transport Garage and Workshop. (3) Jamal Rice Mill
		Jolaput . . .	Repairshop
		Kotapad . . .	Sitaram Rice Mill
		Machkund . . .	Repair Shop
		Nowrangpur . . .	Jamal Mills
		Rayagada . . .	(1) Workshop of Jeypore Sugar Co. (2) Ferro Manganese Plant.
9.	Mayurbhanj . . .	Baripada . . .	(1) Mayurbhanj Textile Ltd. (2) Ambica Saw Mill (3) Luxmi Press
		Badampahar . . .	(1) Kutch United Saw Mill (2) Budhram Agarwalla Saw Mill

1	2	3	4
		Behelda Road . . .	Mayurbhanj Glass Works Ltd.
		Kuldiha . . .	Mayurbhanj Potteries
10. <i>Phulbani</i> . . .		Boudhraj . . .	Government Tannery
11. <i>Puri</i> . . .		Bhubaneswar . . .	(1) Sri Ram Saw Mill (2) Bhag Singh & Bros. (3) Patnaik Industries
		Balugaon . . .	(1) Orissa Industrial Corpn. (2) Chilika Lake Ice Factory (3) Kamala Saw Mill (4) Narayan Saw Mill & Engineering Works.
		Janti . . .	(1) India Industries (2) Orissa Road Transport Workshop. (3) New Orissa Lime & Orid Mill. (4) Mohan Talkies & Flour Mills (5) National Industrial Co-operative Corporation.
		Kaluparaghat . . .	Bhimra Ice Factory
		Puri . . .	(1) Puri Electric Supply Co. (2) Chandrasekhar Press
12. <i>Sambalpur</i> . . .		Bamra . . .	(1) Government Press (2) Friends Saw Mill
		Dhanpali . . .	Balaram Nauranglal Dal, Rice & Oil Mill.
		Jharsuguda . . .	(1) Jharsuguda Electric Supply Co. (2) Orissa Chemical & Distilleries (3) Orissa Ceramic Industries
		Sambalpur . . .	(1) Nildongri Sisal Factory (2) Burmah Shell Depot. (3) Delhi Saw Mill (4) Samaleswari Saw Mill
13. <i>Sundargarh</i> . . .		Biramitrapur . . .	(1) Bisra Stone Lime Co. Ltd., (2) Athawood Works.

[F. No. 6(80)/61—HI]

New Delhi, the 12th January 1962

S.O. 217.—The Government of the State of Maharashtra having nominated, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Employees' State Insurance Act, 1948 (34 of 1948), Dr. P. M. Bhandarkar, M.S., Surgeon General with the Government of Maharashtra, as a member representing the said State on the Medical Benefit Council, in place of Dr. A. N. de Quadros, the Central Government, in pursuance of the said section 10 hereby makes the following further amendment in the notification of the Government of India in the Ministry of Labour and Employment No. HI-1(1)/58, dated the 1st July, 1958, namely:—

In the said notification, under the heading 'Members' and sub-heading '[Nominated by the State Governments concerned under clause (d) of sub-section (1) of section (10)]' for item (9), the following item shall be substituted, namely:—

"(9) Dr. P. M. Bhandarkar, M.S., Surgeon General with the Government of Maharashtra, Bombay."

[No. F. 1(55)/61—HI.]

New Delhi, the 15th January 1962

S.O. 218.—Whereas the Central Government is satisfied that the employees of the Posts and Telegraphs Motor Service Workshop, Bombay, belonging to the Posts and Telegraphs Department under the control of the Ministry of Transport and Communications, are otherwise in receipt of benefits substantially similar to those provided under the Employees' State Insurance Act, 1948 (34 of 1948);

Now, therefore, in exercise of the powers conferred by Section 90 of the said Act, the Central Government hereby exempts the said factory from all the provisions of the said Act for a period of one year with effect from the date of publication of this notification.

[No. F. 6(42)/-HI.]

BALWANT SINGH, Under Secy.

New Delhi, the 11th January 1962

S.O. 219.—In exercise of the powers conferred by sub-section (1) of Section 5 of the Mines Act, 1952 (35 of 1952), the Central Government hereby appoints Shri Barindra Krishna Roy as an Inspector of Mines subordinate to the Chief Inspector of Mines and makes the following further amendment in the notification of the Government of India in the Ministry of Labour and Employment S.O. 531 dated the 2nd March, 1961, namely:—

In the said notification, the following entry shall be added at the end, namely:—
“(58) Shri Barindra Krishna Roy”.

[No. 8/80/60-MI.]

SHAH AZIZ AHMAD, Dy. Secy.

New Delhi, the 11th January 1962

S.O. 220.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the National Industrial Tribunal (Bank Disputes), Bombay, in the industrial dispute between the employers in relation to the Bank of Baroda Limited and their workmen.

BEFORE THE NATIONAL INDUSTRIAL TRIBUNAL (BANK DISPUTES)
AT BOMBAY.

Miscellaneous Application No. 22 of 1961.

IN

REFERENCE NO. 1 OF 1960.

In the matter of the dispute between the Banking Companies and Corporations specified in Schedule I to the Order No. S.O. 705, dated the 21st March 1960, and in the Schedule to the Order dated 4th June 1960 of the Government of India in the Ministry of Labour and Employment and their workmen.

In the matter of dispute between the Bank of Baroda Ltd., and its workmen (regarding Police Ramoshis) employed at some of its offices.

PRESENT:

The Honourable Shri Justice K. T. Desai, Presiding Officer, National Industrial Tribunal (Bank Disputes), Bombay-1.

APPEARANCES:

- (1) Shri N. V. Phadke, Advocate for the Bank of Baroda Ltd.,
- (2) Shri M. Rajgopal, General Secretary for All India Bank of Baroda Employees' Federation.
- (3) Shri C. L. Dudhia, Advocate for All India Bank Employees Federation and Vadodra Rajya Bank Nokar Sangh.
- (4) Shri H. L. Parwana for the All India Bank Employees Association.

Bombay, the 23rd December 1961

AWARD

During the course of the proceedings in Reference No. 1 of 1960, the question of service conditions of Police Ramoshis working at some of the offices of the Bank of Baroda Ltd., was raised by the All India Bank of Baroda Employees' Federation and the Vadodra Rajya Bank Nokar Sangh.

2. On 10th October 1961 the Bank and the above mentioned Unions have arrived at an agreement which has been filed before me and the parties request that an Award may be made in terms thereof.

3. Notice of the hearing of the matter was duly served upon the Bank, the workmen and the All India Bank of Baroda Employees' Federation, the Vadodra Rajya Bank Nokar Sangh, the All India Bank Employees' Association and the All India Bank Employees' Federation.

4. When the matter was taken up for hearing on 23rd December 1961 there was no objection by any one against the settlement dated 10th October 1961, being recorded and the Award being made in terms thereof.

5. I record the settlement arrived at between the Bank of Baroda and the All India Bank of Baroda Employees' Federation and the Vadodra Rajya Bank Nokar Sangh (Annexed hereto and marked as annexure 'A') and make an Award in terms thereof.

KANTILAL T. DESAI,
Presiding Officer,
National Industrial Tribunal
(Bank Disputes), Bombay.

ANNEXURE 'A'

BEFORE THE NATIONAL INDUSTRIAL TRIBUNAL (BANK DISPUTES), BOMBAY

REFERENCE NO. 1 OF 1960

In the matter of dispute between the Bank Companies and Corporations specified in Schedule I of Order No. S.O. 705, dated 21st March 1960 of the Government of India, Ministry of Labour and Employment
and their workmen and

In the matter of dispute between the Bank of Baroda Ltd. and its workmen (regarding Police Ramoshis) employed at some of its offices.

May it please the Honourable National Tribunal.

The representatives of the Bank of Baroda Ltd. (hereinafter called the "Bank") and the All India Bank of Baroda Employees' Federation and the Vadodra Rajya Bank Nokar Sangh (hereinafter called the "Federation" and the "Sangh" respectively) have reached after mutual negotiations an agreement in respect of the dispute raised by the Federation and the Sangh regarding the service conditions of Police Ramoshis working for the bank at some of its offices, in the supplementary statement of claim dated the 23rd August 1960 filed before this Honourable Tribunal by the Federation, the statement of claim dated 14th June 1961 and the supplementary statement of claim dated the 29th May 1961 filed by the Sangh, to which the Bank has replied by its written statements dated the 15th December 1960, 12th August 1960 and 23rd August 1961 respectively filed before the Hon'ble Tribunal.

Terms of the agreement

1. This agreement will cover all the Police Ramoshis in the Bank of Baroda Ltd. and will be binding on the Bank and all the Police Ramoshis.

2. The Bank agrees to take such of the Police Ramoshis as are working at its Head Office and branches at the date of this agreement in its service with effect from 1st September 1961. Each such Ramoshi will have to sever his connections with the District Superintendent of Police concerned and make an application to the Bank in the prescribed form (Annexure A) on receipt of which the Bank agrees to employ him in its service as a watchman with effect from 1st September 1961.

3. Such Police Ramoshis (hereinafter called "watchmen") who will thus be taken up in the Bank's service will be treated as permanent employees of the Bank from 1st September 1961 and would be governed by the terms and conditions of service as are applicable to other watchmen of the Bank from time to time from the said date save as hereinafter specifically provided and that their service in the Bank for all purposes will be calculated as from the said date.

4. The basic salary of each one of such watchmen who is thus taken up in the Bank's service will be adjusted as on 1st September 1961 as follows:

The basic salary will be adjusted notionally on the assumption that the Police Ramoshis (to be employed as watchmen with effect from 1st

September 1961) were covered by the Sastry Award as modified and the adjustment effected according to the principles laid down for such adjustment in para 292 of the said Award. For the purpose of this adjustment, continuous service of such watchman as Police Ramoshi will be taken into account. The basic salary as on 1st September 1961, will be thus fixed. Such watchmen would, with effect from 1st September 1961, get dearness allowance and special allowance, if any, on the basic salary so fixed under this clause, as per rules in force in the Bank in respect of these allowances.

5. The Bank agrees to allow such watchmen whose age is more than 55 as on 1st September 1961 to be in the Bank's employment for a period of at least 5 years from that date even though some of them might be liable to be retired earlier on reaching the age of retirement. However, it is understood that this concession will be given only if the particular watchman is found to be physically and mentally fit to carry out his duties as a watchman for such period. The Bank's decision on the question whether such watchman is fit or not will be conclusive and binding on such watchman. In case an employee covered by this clause is required to retire by the Bank before completing the aforesaid period of 5 years on the ground of being physically or mentally unfit, he will be paid *ex-gratia* a sum equivalent to one month's basic salary plus special allowances, if any, for every 12 months of unexpired period of the said five years, period of less than six months being ignored and period of six months and more being treated as one unexpired period of twelve months. This clause relates to retirement on reaching the age of superannuation only and does not affect the rights of the Bank to discharge or dismiss any watchman for misconduct etc. according to rules in force from time to time.

6. The Bank agrees to give each watchman who is so taken in the Bank's service upto a maximum of four days' casual leave for the period 1st September 1961 to 31st December 1961 on the conditions in force regarding grant of such leave and each one of them an initial credit of fifteen days' privilege leave on 1st September 1961.

7. The Bank agrees to give each such watchman so taken in its service as its employee *ex-gratia* payments as follows:

- (a) The difference between the total emoluments per month on adjustment as on 1st September 1961 and the total amount paid to the District Superintendent of Police per month for the services of each one of them, multiplied by the total completed months of service put in as Police Ramoshi between the period 1st January 1959 and 31st August 1961. (Service of fraction of a month will be ignored).
- (b) Bonus for the year 1960 on the assumption that such watchman was eligible for it as a workman in the employment of the Bank and on the same terms and conditions of payment of such bonus for the year 1960, as sanctioned by the Bank for the other workmen.
- (c) Bonus, if any, that the Bank may sanction for the year 1961 to such watchman on the same basis as may be sanctioned to other watchmen and in calculating such bonus the service of such watchman as Police Ramoshi during the period from 1st January 1961 to 31st August 1961 will be taken into account.
- (d) Further *ex-gratia* payment equivalent to 8-1/3% of the adjusted basic salary as on 1st September 1961 including special allowances, if any, payable to such watchman for his service during the period 1st January 1959 to 31st August, 1961.

8. This agreement is in full and final settlement of all the claims of all Police Ramoshis against the Bank for the period prior to 1st September 1961.

9. Payments under this agreement will be made by the Bank within three months of the date of this agreement.

Bombay, dated this 10th day of October 1961.

for and on behalf of The Bank of Baroda Ltd.
P. Y. KALE,
Accountant.

Witnesses:

for and on behalf of the All India Bank of
Baroda Employees' Federation, Bombay.

L. B. BHIDE,

J. T. CHITRE, M. RAJAGOPAL
Vice-President General Secretary.

for and on behalf of the Vadodara Rajya Bank
Nokar Sangh, Baroda.

M. R. BHATT,

S. R. KHER, K. A. PANDYA,
Vice-President General Secretary.

ANNEXURE A

To

The General Manager,
The Bank of Baroda Ltd.,
Baroda.

Dear Sir,

I beg to state that in accordance with the agreement dated 10th October 1961, reached between the Bank of Baroda Ltd. and the All India Bank of Baroda Employees' Federation and the Vadodara Rajya Bank Nekar Sangh regarding the service conditions of Police Ramoshis working in the Bank, I hereby agree to abide by the terms and conditions of the above agreement in its entirety. I further state that in accordance with the aforesaid agreement, I have severed all my connections with the District Superintendent of Police, ----- District. I now hereby make this application for employment in the Bank as a watchman on the terms and conditions contained in the abovementioned agreement.

Yours faithfully,

[No. 56(1)/62-LRIV.]

New Delhi, the 15th January, 1962.

S.O. 221.—In pursuance of section 17 of the Industrial Disputes Act, 1947, (14 of 1947), the Central Government hereby publishes the following arbitration award of Shri R. C. Dutt, Arbitrator in the industrial dispute between the employers in relation to the Kurasia Colliery and their workmen represented by the Korea Koyala Mazdoor Panchayat.

In the matter of Industrial Dispute between the employers of the Kurasia Colliery represented through Shri R. G. Mahendru, Asstt., Supdt., of Collieries

AND

the Korea Koyla Mazdoor Panchayat represented through its General Secretary, Shri Hardeo Singh.

An industrial dispute had arisen between the employers in relation to the Kurasia Colliery and their workmen represented by the Korea Koyla Mazdoor Panchayat and the said employers and the Union under sub-section (i) of Section 10-A, of the Industrial Disputes Act, 1947, (Act 14 of 1947), had agreed to refer the matter to my arbitration by virtue of an agreement which had been duly forwarded by the parties concerned to the Central Government.

The said arbitration agreement was duly published by the Central Government as required by sub-section (iii) of Section 10-A, of the Industrial Disputes Act.

The matter which was referred for arbitration was with regard to the question of payment or non-payment of wages for the period of suspension of Shri Balaram, Painter, Kurasia Colliery for the alleged misconduct.

AWARD.

There has been an agreement and an amicable settlement of the dispute referred to above between the parties and in pursuance of such settlement the parties have filed a memorandum of settlement duly signed by the representative of the parties, viz., Shri Hardeo Singh, General Secretary, Korea Koyla Mazdoor Panchayat and the Dy., Sudt., of Collieries, Kurasia Colliery. A copy of this memorandum of settlement has been annexed to this Award. I, in view of the settlement which has been arrived at between the parties, hereby give an Award in terms of the aforesaid settlement and further direct that this memorandum of settlement will form part of this Award.

R. C. DUTT, Arbitrator.

5-1-1962.

Terms of settlement arrived at between the Administration of Kurasia Colliery and the Korea Koyla Mazdoor Panchayat on the dispute regarding payment or non-payment of wages during the period of suspension to Sri Balaram, Painter, Kurasia Colliery.

The Administration, on consideration of the representation made by Sri Balaram, Painter, that he refused to go to the place of work, where he was instructed to go, under the false imaginary fear of Ghosts living there and also on his assurance of better conduct and behaviour in future, condones the punishment awarded to him and agrees to pay full wages for the period of suspension.

Sd./- Hardeo Singh,
General Secretary,
Korea Koyla Mazdoor Panchayat.

Sd./-
Dy., Supdt., of Collieries,
Kurasia.

[No. 2-142/59-IRII.]

New Delhi, the 16th January, 1962.

S.O. 222.--In pursuance of section 17 of the Industrial Disputes Act, 1947, (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Rajnagar Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY.

REFERENCE No. CGIT-23 of 1961.

Employers in relation to the Rajnagar Colliery.

AND

their workmen.

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES:—

For the Employers.—Shri B. Narayanswamy, Advocate, with Shri S. R. Basu, Manager and Shri K. Das Gupta, Welfare Officer Rajnagar Colliery.

For the Workmen.—Shri K. B. Chougule, President, Rajnagar Colliery Mazdoor Sangh, and Shri G. C. Jaiswal, Member, Executive Committee, Indian National Mine Workers' Federation.

INDUSTRY: Coal

STATE: Madhya Pradesh.

Dated Bombay, 8th January, 1962.

AWARD

PART I

On the joint application of the parties above named dated 8th May, 1961, the Government of India, by Ministry of Labour and Employment's Order No. 4/89/61-LRII* made in exercise of the powers conferred by sub-section (2) of section 10 of the Industrial Disputes Act, 1947, (Act XIV of 1947), was pleased to refer the Industrial Dispute between the parties in respect of the following subject matters specified in the schedule annexed to the said order, to my adjudication:—

- (1) Whether the termination of services of the following 15 workmen were justified:—
- (1) Sonu S/o. Timboo.
- (2) Galthoria S/o. Jagesar.
- (3) Brijlal S/o. Kunjal.
- (4) Phirtu S/o. Pardeshi.
- (5) Dulare S/o. Gokul.
- (6) Anujram S/o. Hukum.
- (7) Dhamelal S/o. Mahate.

- (8) Badrudin S/o. Mohammed Hanif.
- (9) Bisali S/o. Chhidda.
- (10) Kitab S/o. Sirdayal.
- (11) Anantram S/o. Bagatram.
- (12) Jagdishwar S/o. Jurgu.
- (13) Sundar S/o. Punao.
- (14) Dharbari S/o. Bhikham.
- (15) Ram Prasad S/o. Besahu.

(2) If not what relief they are entitled from and after 1st April 1960.

(3) Whether Shri Seomangal Singh could be deemed to be an employee of Rajnagar Colliery? If so, whether the management were justified in terminating his services. If not, to what relief he is entitled from and after 1st April 1960.

2. After the parties had filed their respective statement at the adjourned hearing of the dispute at Bombay on 6th January 1962, the parties, after their submissions had been heard for some time, reached a settlement in respect of the claim of 14 out of the 16 workmen over the termination of whose services, this dispute was raised, and they have prayed that an Award be made in terms thereof. A copy of the joint application of the parties containing the terms of the settlement is annexed hereto as Annexure 'A'. As I am satisfied, that these terms of settlement are fair and reasonable in respect of the concerned 14 workmen named therein, I make an Award Part I in terms thereof.

3. The dispute with regard to the remaining two names (1) Shri Badrudin, son of Mohammed Hanif and (2) Shri Sheomangal Singh, survives and remains to adjudicated upon.

Now, therefore, I make an Award Part I in this reference as stated above.

Sd./- SALIM M. MERCHANT.

Presiding Officer,
Central Government Industrial Tribunal,
Bombay.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. CGIT—23 of 1961
Employers in relation to the Rajnagar Colliery

AND
their workmen.

May it please the Tribunal,

We, the authorised representatives of the parties to this dispute, beg to state that we have reached a settlement in respect of the following 14 workmen named in the Schedule to the Order of Reference:—

1. Sonu son of Timboo—Pick Miner.
2. Brijlal son of Kunjal—Pick Miner.
3. Sundar son of Punao—Pick Miner.
4. Phirtu son of Pardeshi—Pick Miner.
5. Kitab son of Sirdayal—Pick Miner.
6. Jagdishwar son of Jurgu—Pick Miner.
7. Anantram son of Bagatram—Pick Miner.
8. Bisali son of Chhidda—Haulage Driver.
9. Ram Prasad son of Besahu—Trammer.
10. Dhamelal son of Mahato—Trammer.
11. Galhoria son of Jagesar—Shale Picker.
12. Anujram son of Hukum—Baling Mazdoor.
13. Dulare son of Gokul Alias Ghaklu—Packing Mazdoor.
14. Dharbari son of Bhikam—General Mazdoor.

1. Parties are agreed that the first thirteen workmen, named above shall be re-instated in service in the Rajnagar Colliery in posts stated against their respective names, with benefit of continuity of service on their reporting for duty to the Manager of the Rajnagar Colliery by 31st January, 1962, and the period of their absence shall be treated as of leave without pay and they shall not be entitled for any of the increments during their said period of absence from service.

2. Parties are agreed that the following 3 workmen *viz.*—

1. Kitab son of Sirdayal—Pick Miner,

2. Jagdishwar son of Jurgu—Pick Miner, and

3. Anantram son of Bhagatram Alias Antram s/o Bhagatram—Pick Miner.

shall be on probation for a period of three months from the date of their reinstatement in service.

3. With regard to Shri Dharbari son of Bhikam—General Mazdoor—parties are agreed that he shall in full settlement of all his claims and rights against the Company including his claim for re-instatement in service, be paid compensation equivalent to 3 months' full wages (Basic wage and dearness allowance including variable dearness allowance) on his vacating the quarters of the company at the Rajnagar Collony. Payment to be made on the day following the day he vacates the quarters. The 3 months wages to be calculated on the basis of the wages last drawn by him.

4. Parties pray that the Tribunal may be pleased to make an award Part I in respect of the aforementioned 14 workmen named in the Schedule to the Order of Reference in terms of the aforesaid settlement reached between them.

5. It is agreed between the parties that till such time as pukka quarters can be allotted to the workmen to be reinstated in terms of the settlement, the management will supply them with 'Ballics' and Bamboo Mattings for construction of temporary structures for them in the Colliery area. It is, however, agreed that the workmen to be reinstated shall in view of their past services be entitled to priority in allotment of Company's quarters for like category.

6. The parties state the cases of the remaining two *viz.*—(1) Shri Badrudin son of Mahomed Hanif and (2) Shri Sheo Mangal Singh son of Bijay Bahadur Singh have not been settled and are therefore not covered by this settlement. Their cases remain to be heard by the Tribunal.

7. On the suggestion of the Tribunal the Management has been good enough to agree to pay Rs. 200 to the Union, as costs of this settlement.

At Bombay this 6th day of January, 1962.

For the Employers in relation
to Rajnagar Colliery

(S. R. Basu)
Manager,
Rajnagar Colliery.

(K. Das Gupta)
Welfare Officer,
Rajnagar Colliery.

Before me.

SALIM M. MERCHANT,

For the Workmen.

(K. B. Chougule)
President,
Rajnagar Colliery Mazdoor Sangh.

(G. C. Jaiswal)
Member, Executive Committee, Indian National
Mine Workers' Federation.

Presiding Officer

Central Govt. Industrial Tribunal, Bombay.

[No. 4/89/61-LRII.]

ORDERS

New Delhi, the 15th January, 1962.

S.O. 223.—Whereas the Central Government is of opinion that in industrial dispute exists between the employers in relation to the South Kujama Colliery and their workmen in respect of the matter specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Dhanbad, constituted under section 7-A, of the said Act.

SCHEDULE

Whether the dismissal of Shri Ram Dayal Singh, Pump Attendant, by the management of South Kujama Colliery of M/s. Bagdiggi Kujama Collieries Co., (1946), Ltd., was justified? If not, to what relief is he entitled?

[No. 2/251/61-LR.II.]

S.O. 224.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers specified in Schedule I hereto annexed and their workmen handling iron and steel in the Port of Visakhapatnam regarding the matters specified in the Schedule II hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes an Industrial Tribunal with DOCTOR MIR SIADATALI KHAN as the Presiding Officer, with headquarters at HYDERABAD and refers the said dispute to the said Tribunal for adjudication.

SCHEDULE I

- (1) M/S. K. Ramabrahmam & Sons.
- (2) M/S. James Finley & Co.
- (3) M/S. A.V. Bhanojirao & G.P. Ramaiah & Co.
- (4) M/S. La Rive & Co.
- (5) M/S. Gordon Woodroffe & Co., Madras (P) Ltd.
- (6) M/S. International Shipping Corporation.
- (7) M/S. Gladstone Lyall & Co.
- (8) M/S. Roy & Chatterjee & Co.
- (9) M/S. Sarat Chatterjee & Co.
- (10) M/S. Balailal Mukerjee & Co.
- (11) M/S. Ripley & Co., Ltd.
- (12) The Visakhapatnam Stevedores Association.
- (13) M/S. H. K. Banerjee & Co.
- (14) The Jeypore Sugar & Co. Ltd., Rayaghada.
- (15) M/S. G. S. Murthy & Agastya & Co.
- (16) M/S. E. C. Bose & Co.
- (17) M/S. N. Selvaraju Chetty & Co.
- (18) The South India Corporation.
- (19) M/S. D. S. Narayana & Co.
- (20) M/S. International Clearing and Shipping Agency.
- (21) M/S. V. Dhana Reddy & Co.

SCHEDULE II

Whether the demand for an increase in the wage rates of iron and steel handling workers at the Port of Visakhapatnam is justified? If so, what should be the wage rates?

[No. 28(78)/61-LR.IV.]

S.O. 225.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the East Bastacolla Colliery and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central

Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Dhanbad, constituted under section 7A of the said Act.

SCHEDULE.

Whether the suspension of Shri Jagannath Mahato, trammer with effect from 30th September, 1961, by the management of East Bastacolla Colliery was justified? If not to what relief is he entitled?

[No. 2/224/61-LRII.]

A. L. HANDA, Under Secy.

New Delhi, the 16th January 1962

S.O. 226.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Delhi, in the industrial dispute between the employers in relation to the State Bank of Jaipur, Jaipur and their workmen.

BEFORE THE CENTRAL GOVT. INDUSTRIAL TRIBUNAL: DELHI.

PRESENT:

Shri E. Krishna Murti,
Central Govt. Industrial Tribunal Delhi.
28th December, 1961.

I. D. No. 191 OF 1961

BETWEEN

The employers in relation to the State Bank of Jaipur, Jaipur.

AND

Their workmen, as represented by the Rajasthan Bank Employees' Union, S.M.S. Highway, C/o. State Bank of Jaipur, Jaipur.

Shri S. L. Kothari *for the management.*

Shri R. L. Khandelwal *for the workmen.*

AWARD

By G.O. No. LRIV-10(150)/59, dated the 7th June, 1961, the industrial dispute, between the employers in relation to the State Bank of Jaipur, Jaipur, and their workmen, as represented by the Rajasthan Bank Employees' Union, S.M.S. Highway, C/o. State Bank of Jaipur, has been referred to this Tribunal for adjudication under Sections 10(2) of the Industrial Disputes Act, 1947.

2. The term of reference is as follows:—

"Whether Sarvashri Tejmal Jain, K. D. Jangir and Prabhu Narain Gupta, employees of the Bank are entitled to the allowance mentioned in para 164(b) (9) of the Sastry Award, in view of their duties and keeping in view the fact of their being in receipt of allowance mentioned in para 164(b) (6) of the Award and the nature of their duties, and if so, from what date?"

3. It is alleged on behalf of the workmen, that Shri Tejmal Jain served in the Bhilwara Branch of the State Bank of Jaipur from 24th July 1947 to 14th July 1958 when he resigned, that since 1950 till the date of resignation he worked as an Assistant Accountant, that in addition to his duties as Assistant Accountant, he also discharged the duties of Head Cashier, for which he was paid allowance of Rs. 9/- per month, that he was functioning as Accountant in the bank, that he is entitled to recover the special allowance prescribed under Paragraph 164(b) (ix) of the Sastry Award at the rate of Rs. 40/- per month from 1st April 1954 to 31st December 1956, and thereafter at Rs. 45/- per month, that Shri K. D. Jangir has also been an employee of the State Bank of Jaipur, that since 1950 he has been working in the supervisory category at the Nawalgarh Office of the bank, that he is also an holder of a power of attorney, that at the Nawalgarh office there had been no Accountant, that Shri Jangir had been performing the duties of Accountant in addition to the duties of Head Cashier, that he has been exercising supervisory duties also, and that he too is entitled to recover special allowance under Paragraph 164(b) (ix) of the Sastry Award, that Shri Prabhu Narain Gupta has been working in supervisory capacity since 1950 in the State Bank of Jaipur, that he has been working as Accountant, and also discharging supervisory duties, that he too is

entitled to special allowance under Paragraph 164(b) (ix) of the Award, and that all the several workmen should be paid special allowance according to Paragraph 164(b) (ix) of the Sastry Award, with retrospective effect from 1st April 1954, and also consequential benefits.

4. The case of the bank is, that the three persons in question were in the service of the bank as alleged in the statement of claim, that it is also admitted that they were holding joint power of attorney given by the bank, or they were holding resolution of the Board, that it is not true, that they were appointed and entrusted with the work of assistant accountant or accountant in the bank, that they were working in the cash section of the bank, that there was no assistant accountant, that at the branches, where these cashiers were working there at times only one or two other clerks, whose work was checked by the agent, and not by these cashiers, that mere routine checking of a clerk does not entitle the three workmen to claim supervisory allowance, and that they are not entitled to any allowance, as claimed.

5. Both parties are agreed, that the issue is as in the term of reference.

6. This is a dispute between the management in relation to the State Bank of Jaipur, Jaipur and the Rajasthan Bank Employees' Union.

7. The three workmen in question, Sarvashri T. M. Jain, K. D. Jangir, and P. N. Gupta, were employees of the State Bank of Jaipur. While the two latter are still continuing in service of the bank Shri T. M. Jain resigned his post on 14th July 1958.

8. All the three workmen have claimed special allowance from 1st April 1954 as provided in Paragraph 164(b) (ix) of the Sastry Award. It is claimed at the rate of Rs. 40/- per month from 1st April 1954 to 31st December 1956, and at the rate of Rs. 45/- per month from 1st January 1957. It is common ground, that the bank was upgraded to B Class from 1st January 1957. This is the reason why the special allowance is claimed at the rate of Rs. 45/- per month from 1st January 1957.

9. The case of the three workmen is, that they have been discharging the duties of assistant accountants, and of supervisors, and that, therefore, they are entitled to recover special allowance as provided in Paragraph 164(b). Shri Tejmal Jain was working in the Bhiwara Branch of the State Bank of Jaipur. It is alleged, that since 1950 to the date of his resignation he worked as an assistant accountant, and that his name in that capacity appeared as No. 8 in the list of officers, with their designation as on 31st May 1950. There was a Board resolution also in respect of him in 1950, and this was converted into a power of attorney in the year 1956. The supervisors and the accountants of the branches were designated as assistant accountants. He was also doing the duties of Head Cashier, and was being paid allowance of Rs. 9/- per month from 1953. It is alleged, that he was discharging all the functions of an accountant, though he was not designated as such. He used to verify, scrutinize, supervise and check the work of other clerks in the branch. He signed as accountant on drafts, cheques, hundies, MTS, TTS, etc. as also statements and returns sent to the Head Office.

10. So far as Shri K. D. Jangir is concerned, it is claimed, that he has been working in a supervisory capacity at the Nawalgarh Office of the branch ever since 1950. His name in that capacity appeared as No. 30 in the list of officers with their designation as on 31-5-60, and as Item No. 35 in the list of supervising staff as on 1st April 1961. Shri Jangir was granted a power of attorney, by which he was authorised to open an account with other banks, operate an existing and future account, draw, accept, discount, retire, and negotiate bills, hundies, drafts, cheques, pension bills, railway receipts, promissory-notes, and other negotiable and mercantile instruments. Since the very beginning he has been performing the duties of accountant of the Nawalgarh Branch. He used to verify, scrutinize, supervise and check work of other clerks, and in token of his having done so, he signed as Accountant on drafts, cheques, hundies, MTS, TTS, and statements and returns sent to the Head Office. He also received Rs. 9/- special allowance as per Paragraph 164(b)(vi), but he claims that he is entitled to recover special allowance as per Paragraph 164(b)(ix).

11. Shri P. B. Gupta was working at first at Dosa Branch. According to his case, since 1950 he is working in supervisory capacity. His name in that capacity appears at No. 14 in the list of officers as on 31st May 1950. At Bandikui his name appears as No. 7 in the list of supervising staff as on 1st April 1961. He was granted power of attorney in June 1955. He was performing the duties of accountant in addition to his duties as a cashier. He has been doing the work of verifying scrutinising, and supervising and checking the work of other clerks. In token of his having done so, he was signing as accountant on drafts, cheques,

hundies, MTS, TTS, etc, and also on statements and returns sent to the Head Office, other controlling offices, and other banks.

12. It is claimed in respect of all the three persons, that they should be paid allowance as payable to assistant accountants and supervisors, as provided in Paragraph 164(b). In proof of their contention, certain documents have been relied upon. The bank was called upon to produce a list of their supervising staff as on 31st May 1950, and, on their inability to produce the same, the workmen produced a true copy thereof, which has been marked as Ext. W/3. This contains a list of officers with their designation as on 31st May 1950. Against Bhilwara Branch we find the name of Shri Tejmal Jain under the head "assistant accountant". On behalf of the management Ext. M/1 was filed and it is a copy of the power of attorney granted by the State Bank of Jaipur. It is important to see, that in paragraph 3 of the management's written statement, it is stated as follows.

"It is also admitted, that they were holding joint power of attorney given by the bank, or they were holding a resolution of the Board. A perusal of the contents of Ext. M/1 will show the various duties and powers, with which the power of attorney holders were invested. Ext. M/2 is a list of "supervisory staff" on 1st April 1961 in the Central Office. Against Bandikui we find the name of Shri P. N. Gupta in column C under the head "others authorised to sign routine letters and drafts". This is next to the column which contains the heading "assistant accountants". The names of Assistant Accountants are found under the following headings:—

A. "Holding power of attorney" B, "To sign routine advices and correspondence".

Item No. 35, relating to Nawalgarh contains the name of Shri K. D. Jangir in column C. Ext. M/3 is a copy of list of supervisory staff on 1st July 1961. Against Bandikui we see the name of Shri P. N. Gupta, under the column "other authorised signatories". Against Item No. 36 relating to Nawalgarh, we find the name of Shri K. D. Jangir under the same column. Ext. M/4 is a circular, that was issued on behalf of the bank on 18th April 1961. It is contended on behalf of the workmen, that the documents above referred to show, that they were members of the supervisory staff, and were also discharging the duties of assistant accountants. It is significant, that Exts. M/2 and 3 were prepared as lists of supervisory staff on 1st July 1961, subsequent to the date of reference. The fact that these three persons were holding a power of attorney, and that they were regarded as members of the supervisory staff, supports their contention, that they were discharging the duties of assistant accountant and also exercising supervision over the work of other clerks, and that they are entitled to the benefits laid down in Paragraph 164(b)(ix) of the Sastry Award.

13. Again, we have oral evidence, that has been adduced on their behalf. Shri Tejmal Jain, WW1, deposes, that he was assistant accountant since 1950 in Bhilwara. He was checking accounts. He was supervising the work of clerks working in the bank. He used to check whether they did their work well, or not. He used to check DDs, TTs, MTs, fixed deposit, receipts call-deposit receipts, dak-despatch. He used to see, that all this work was done properly by the clerks concerned. Ext. W/3 is an extract from the printed list which was maintained by the bank. In cross-examination he explains, that he was recruited as a clerk, but was made an assistant accountant in 1950. There is no appointment letter, appointing him assistant accountant. At the Bhilwara Branch there were an Agent, one Head Cashier, himself and a clerk. He used to supervise the work of the clerk.

14. Shri K. D. Jangir has been examined as WW3. According to his evidence, he was designated as Cashier in the branch at Nawalgarh. He checks drafts, dak, MTs., Fds, etc. He signed as second signatory in drafts, fixed deposit receipts, MTs., TTs., cheques. He supervised the work of clerks and cashiers who were junior to him. He gave them instructions as to how to do their work. He has been doing the duties of an accountant in the branch. In cross-examination it has been elicited, that he was not given any letter of appointment as assistant-accountant. He does not grant leave to clerks, but they take his permission when they go out of the bank for pan, tea, or cigarettes.

15. The evidence of Shri P. N. Gupta as WW5 is, that he was designated as cashier in the bank. He does cashier's work. He also signs drafts TTs, MTS, DDS, fixed deposits, and statements along with the Agent as second signatory and Accountant. He does checking of S. B. Ledgers, and despatch work also. He supervises the work of clerks doing the work. He signs as accountant in the documents of the bank. In cross-examination, he says, that there is only one

clerk in Bandikui. He signs as accountant in all the documents. It is pointed out, that in the printed forms there are two names, agent and accountant.

16. The evidence of the three workmen stands by itself, and there is no evidence contra on behalf of the bank *vide* memo. filed on behalf of the bank, Ext. M/5.

17. In addition to the above evidence, certain other witnesses have been examined on behalf of the workmen to show, that the work, that they have been performing, are performed by others, who are designated assistant accountant, or supervisors. WW2 is Shri M. Madhav, who is assistant accountant in the Central Office of the Bank. He says, that his duties are checking of bank registers, and checking of sanctions sent to branches from his department. His establishment department. The Agent and Accountant, or Assistant-Accountant can sign DDS, MTS, and the statements sent to Head Office, and Central Office. The supervisors are not entitled to sign the above-mentioned documents. His further evidence is, that supervisors are appointed as officers in the bank, and that those in the officers' cadre are shown in the list of supervisors. WW4 is Shri Laljimal, who is an acting supervisor in the Central Office, and he gets printing work done and his duties are in connection with the supply of various articles to the bank. He looks after the furniture. He does internal checking and passing of vouchers. The drafts are signed by the power of attorney holder, and the powers of attorney are given to assistant accountants, supervisors, accountants and agents. WW6 is a Cashier in the Central Office and WW7 is cashier in the Head Office of the bank. WW6 has deposed, that he has the keys of the cash room, only when the person, who is in charge of the cash goes on leave. In drafts Agent and Accountant both sign. The other cashier, WW7, Shri Babulal deposes, that he worked at the Secretariat Branch of the bank, that Shri Kanhaiyalal Bakliwal used to work at that branch, and that he was receiving cash, paying cash, and signing drafts. His designation was assistant accountant. WW8, Shri Shankarlal, has been examined to show, that, as Head Clerk, he was checking S.B. Ledgers, S.B. Supplementary and postage. The contention on behalf of the workmen is, that the evidence of WWs6, 7, and 8 proves, that they did not exercise the signing powers, which they themselves have been exercising, and that such signing power is being exercised by Agents and Accountant, and not by mere Cashiers, or Head Clerks. It is also pointed out, that they themselves were holding power of attorney, as distinguished from WWs6, 7, and 8.

18. On a consideration of the entire evidence, I have no doubt at all, that the three workmen now in question were exercising the duties of assistant accountants, and they were also exercising supervision over the clerk or clerks in the establishments and giving them instructions as to how they should do their work. They were also the holders of a power of attorney. They were discharging the duties of assistant accountant and supervisors, in the branches in which they were working. Therefore, they are entitled to the benefit of the special allowance prescribed under Paragraph 164(b)(ix) of the Sastry Award. I find accordingly.

19. The question next is with reference to the claim of each individual workman. So far as Shri Tejmal Jain is concerned, he resigned his post on 14th July, 1958. He was discharging the duties as above from 1950. He is entitled to recover special allowance at the rate of Rs. 40 per month from 1st April, 1954 to 31st December, 1956, and at the rate of Rs. 45 per month from 1st January, 1957 to 14th July, 1958, on which date he resigned.

20. So far as Shri K. D. Jangir is concerned, he also was exercising the above-mentioned duties since 1950. Therefore, he is entitled to recover at the rate of Rs. 40 per month from 1st April, 1954 to 31st December, 1956, and thereafter at the rate of Rs. 45 per month.

21. Shri Prabhu Narain Gupta is also entitled to recover at the rate of Rs. 40 per month from 1st April, 1954 to 31st December, 1956, and from 1st January, 1957 at the rate of Rs. 45 per month.

22. It will however be seen, that these workmen were given Cashiers' Allowance. It is alleged, that they were being given at the rate of Rs. 9 per month. It is provided in Paragraph 164 of the Sastry Award that only one kind of allowance can be recovered. Therefore, the workmen are not entitled to recover both the Cashier's Allowance and the special allowance payable as per Paragraph 164(b)(ix) together. Accordingly, the bank may take credit for whatever amount they have paid towards cashier's allowance hitherto, to the three workmen

referred to above, and the amount, as allowed above, shall be liable to be reduced by the amount paid towards such Cashier's Allowance.

23. All the three workmen will also be entitled to recover the consequential benefits under the Sastry Award on account of the grant of special allowance in the manner stated above.

24. In the result, an award is passed as follows:—

(i) All the three workmen, Sarvashri Tejmal Jain, K. D. Jangir, and Prabhu Narain Gupta, are entitled to the allowance mentioned in Paragraph 164(b)(ix) of the Sastry Award, and are entitled to recover the same, but subject to deduction of the Cashier's allowance paid to them, and as found in Paragraphs 19—22 as above.

(Six pages)

28th December, 1961.

(Sd.) E. KRISHNA MURTI,

Central Govt. Industrial Tribunal, Delhi.

[No. 10(150)/59-LRIV.]

G. JAGANNATHAN, Under Secy.

